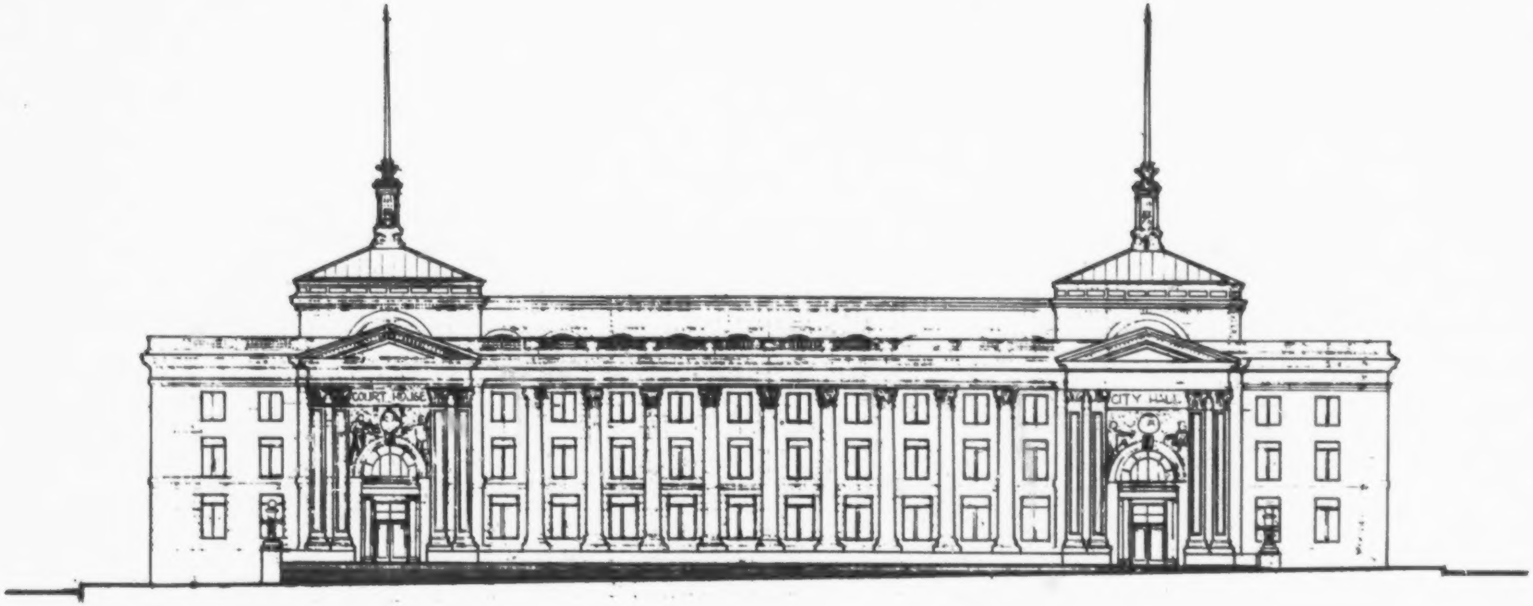

COURT HOUSE
CITY HALL

the Delaware judiciary » 1979 annual report

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COVER

The Public Building
King, 10th, French, and 11th Streets, Wilmington

Courthouse for the Court of Chancery, Superior Court, and the Court of Common Pleas in New Castle County; also courthouse for Wilmington Municipal Court and Justice of the Peace Court No. 13

Drawing is of west elevation, King Street by Moeckel/Carbonell & Partners, Architects

THE 1979 ANNUAL REPORT OF THE DELAWARE JUDICIARY

DECEMBER 21, 1979

PREPARED BY
THE ADMINISTRATIVE OFFICE OF THE COURTS:

JOHN R. FISHER, DIRECTOR

VINCENT P. MECONI, JUDICIAL PLANNER

ADAM GOLBY, RESEARCH ASSISTANT

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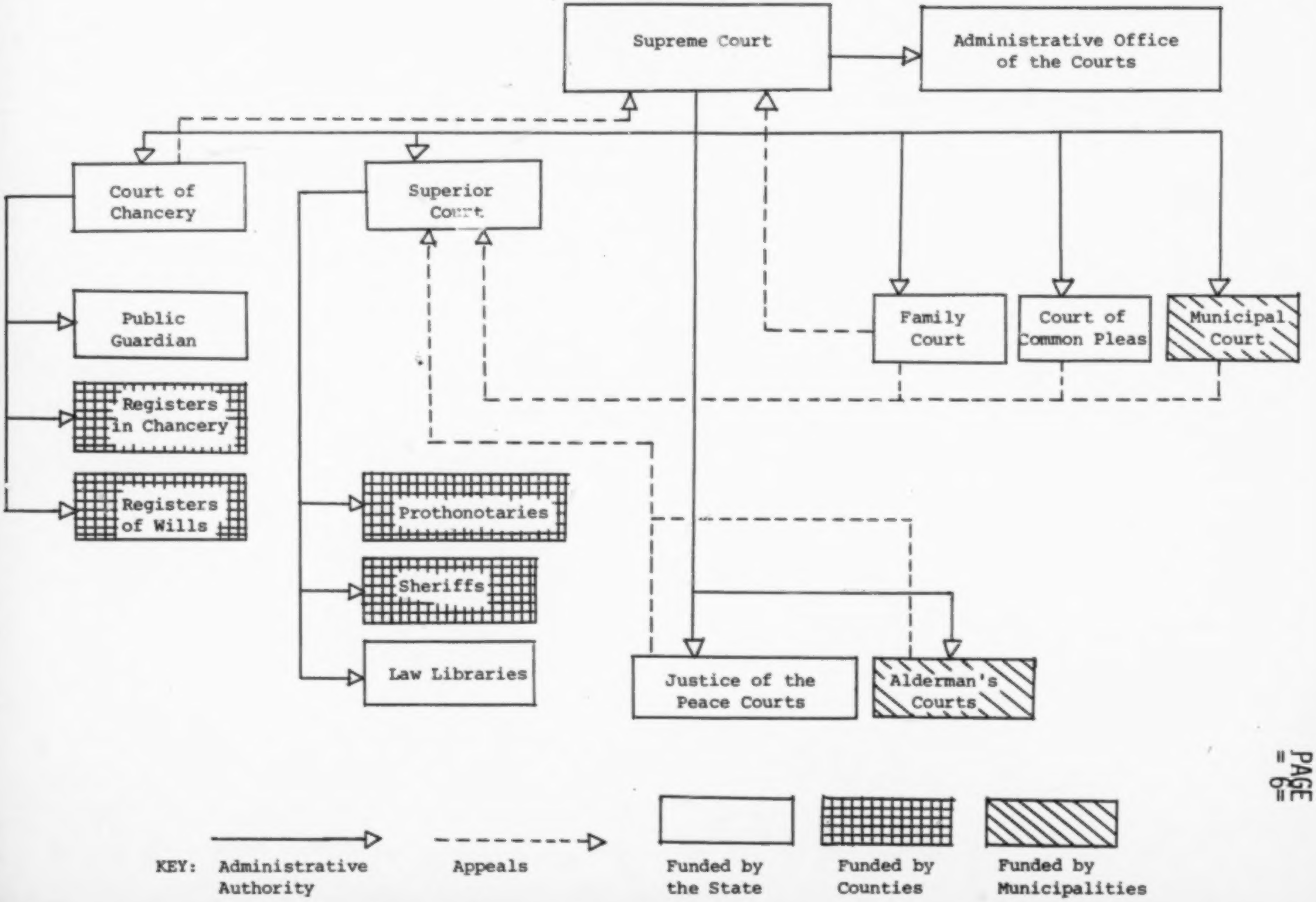
General Introduction and Overview

THE DELAWARE JUDICIAL SYSTEM


Supreme Court
Administrative Office of the Courts
Court of Chancery
Superior Court
Family Court
Court of Common Pleas
Municipal Court
Public Guardian
Registers in Chancery
Registers of Wills
Prothonotaries
Sheriffs
Law Libraries
Justice of the Peace Courts
Alderman's Courts
KEY: Administrative Authority
Appeals
Funded by the State
Funded by Counties
Funded by Municipalities

SUMMARY OF JUDICIAL BUDGETS

FISCAL YEARS 1978-1979-1980-1981

	FY 1978 Actual Disbursement	FY 1979 Actual Disbursement	FY 1980 Budget	FY 1981 Request
STATE*				
Administrative Office of the Courts	$1,895,900.00	$ 2,450,900.00	$ 3,220,700.00	$ 3,508,400.00
Supreme Court	322,300.00	483,200.00	647,900.00	702,100.00
Court of Chancery	275,700.00	339,500.00	381,300.00	553,600.00
Public Guardian	80,100.00	80,700.00	98,900.00	111,300.00
Superior Court	1,634,000.00	1,946,100.00	2,528,200.00	3,148,500.00
Law Libraries	118,500.00	153,900.00	134,000.00	262,700.00
Family Court	2,833,000.00	3,429,100.00	4,107,100.00	5,965,300.00
Court of Common Pleas	715,300.00	860,900.00	1,029,000.00	1,186,500.00
Justice of the Peace Courts	2,094,000.00	2,293,200.00	2,959,400.00	3,338,200.00
STATE TOTALS	$9,968,800.00	$12,037,500.00	$15,106,500.00	$18,776,600.00
COUNTIES**				
Registers in Chancery	$ 263,640.49	$ 269,324.49	$ 314,825.00	N.A.
Registers of Wills	258,121.94	317,338.70	324,990.00	N.A.
Prothonotaries	692,272.75	760,358.59	856,383.00	N.A.
Sheriffs	538,700.26	606,235.45	731,358.00	N.A.
COUNTIES TOTALS	$1,752,735.44	$ 1,953,257.43	$ 2,227,556.00	N.A.
MUNICIPALITIES				
Municipal Court#	$ 488,156.00	$ 613,009.00	$ 620,382.00	N.A.
Alderman's Courts	N.A.	N.A.	N.A.	N.A.
MUNICIPALITIES TOTALS	N.A.	N.A.	N.A.	N.A.
GRAND TOTALS-JUDICIAL BRANCH¶	$12,209,691.44	$14,603,766.43	$17,954,438.00	$18,776,600.00

N.A. = Not Available

*Figures include federal and other funds (if any) as well as State general funds.

**Figures for New Castle County and Kent County only. Sussex County not available.

#Figures include federal funds and City of Wilmington funds.

¶Totals for FY 1978, FY 1979, and FY 1980 do not include Alderman's Courts or County monies for Sussex County. Totals for FY 1981 do not include Alderman's Courts, Municipal Court, or any County monies.

COURT-GENERATED REVENUE*

FISCAL YEAR 1979

	Fees	Costs	Fines	Interest	Other**	TOTAL	Revenue as % of Operating Budget#
SUBMITTED TO STATE GENERAL FUND							
Administrative Office of the Courts	$ 0	$ 0	$ 0	$ 0	$ 0	0	0.0%
Supreme Court	5,300	0	0	0	0	5,300	1.1%
Court of Chancery	0	0	0	170,900##	0	170,900	50.3%
Public Guardian	0	0	0	0	0	0	0.0%
Superior Court	22,800	13,000	11,200	13,100##	9,900	70,000	3.6%
Law Libraries	0	0	0	0	0	0	0.0%
Family Court	278,000	25,500	34,400	0	13,700	351,600	10.3%
Court of Common Pleas	0	48,200	78,700	0	2,400	129,300	15.0%
Justice of the Peace Courts	0	1,024,200	1,512,900	0	4,100	2,541,200	110.8%
STATE TOTALS	$306,100	$1,110,900	$1,637,200	$184,000	$30,100	$3,268,300	27.2%
SUBMITTED TO COUNTIES¶							
Registers in Chancery	N.A.	N.A.	N.A.	$170,900	N.A.	$ 310,440	115.3%
Registers of Wills	N.A.	N.A.	N.A.	N.A.	N.A.	713,600	224.9%
Prothonotaries	N.A.	N.A.	N.A.	970	N.A.	352,820	46.4%
Sheriffs	N.A.	N.A.	N.A.	N.A.	N.A.	47,040	7.8%
COUNTIES TOTALS	N.A.	N.A.	N.A.	$171,870	N.A.	$1,423,900	72.9%
SUBMITTED TO MUNICIPALITIES							
Municipal Court	$ 0	$ 134,943	$ 440,372	$ 0	$ 0	$ 575,315	93.9%
Justice of the Peace Courts	0	0	387,649	0	0	387,649	¶¶
Alderman's Courts	0	117,929	441,379	0	0	559,308	N.A.
MUNICIPALITIES TOTALS	$ 0	$ 252,872	$1,269,400	$ 0	$ 0	$1,522,272	N.A.
GRAND TOTALS-JUDICIAL BRANCH	$306,100	$1,363,772	$2,906,600	$355,870	$30,100	$6,214,472§	41.3%§§

N.A. = Not Available

*Figures represent only revenue actually collected, not the total amount of fees, fines, costs, etc. assessed.

**Bond forfeitures, transcript charges, fees for licenses of deadly weapons, duplicate dog licenses, and copying machine revenue.

#FY 1979 Revenue divided by FY 1979 Actual Disbursement; the Actual Disbursement includes State general funds, federal funds, and other funds.

##Counties receive 50% of all Court of Chancery interest money and 25% of all Superior Court interest money.

¶Sussex County figures are not available except for Register in Chancery interest money.

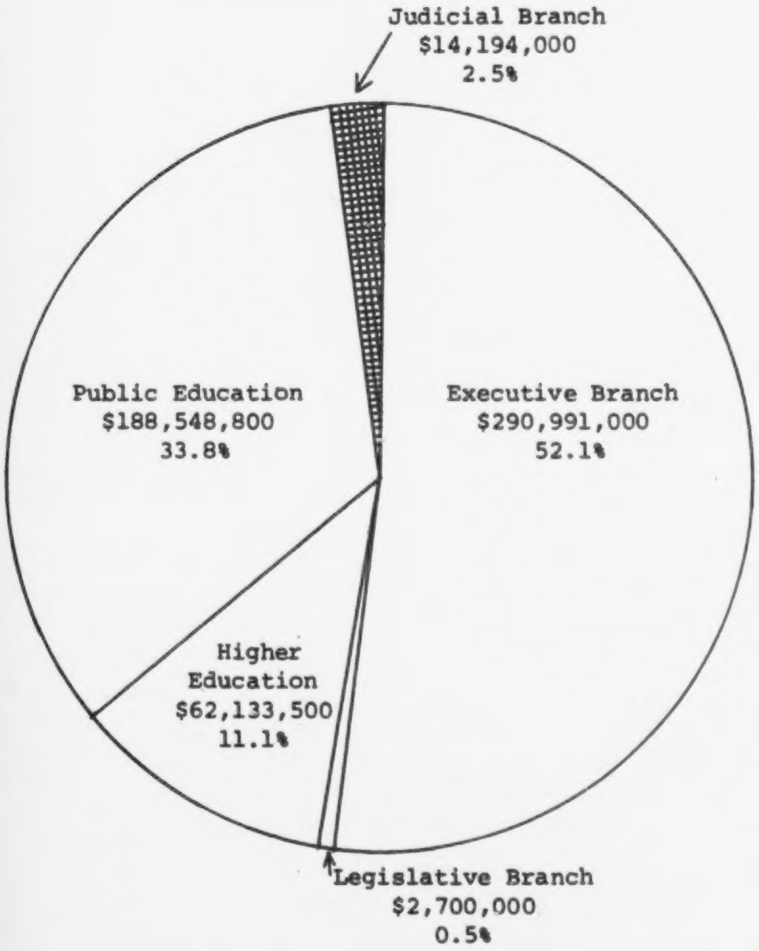
¶¶Total revenue generated by the JP Courts in FY 1979 was $2,928,850, which represents 127.7% of expenditures for the year.

§Column totals do not sum to grand total because some breakdowns are not available.

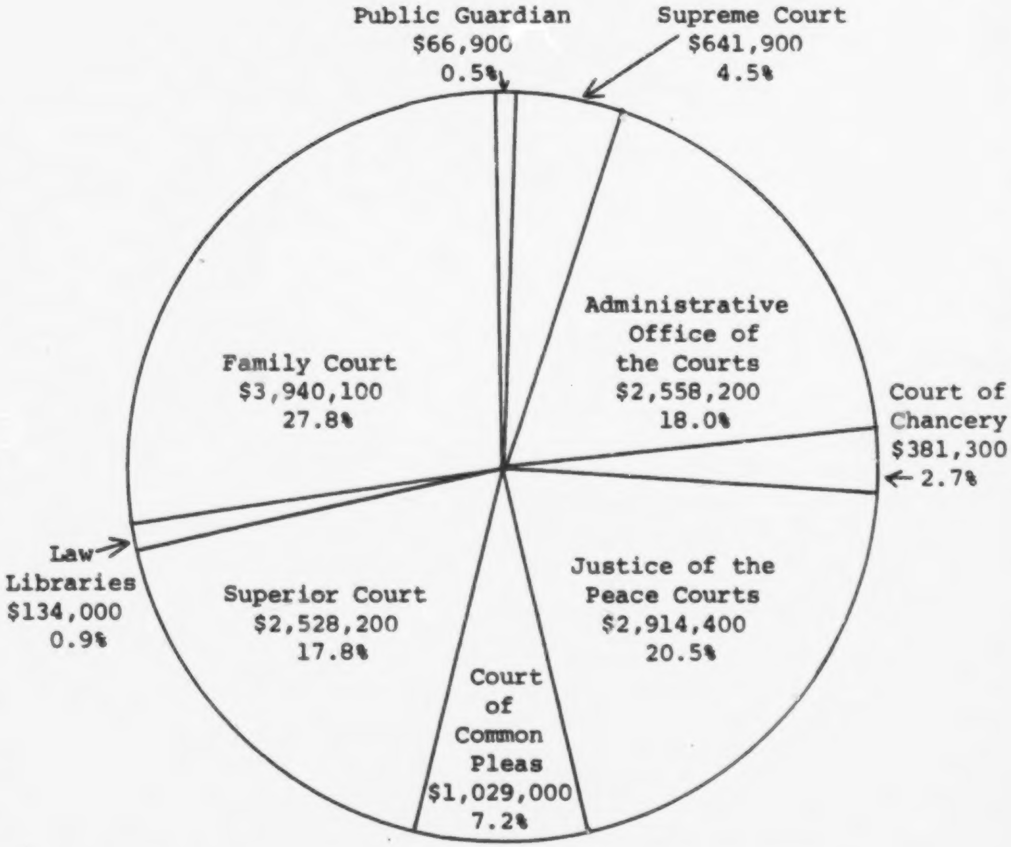
§§This figure is approximate as some data for both revenue and expenditures is not available.

DELAWARE STATE GOVERNMENT APPROPRIATIONS*
FISCAL YEAR 1980
TOTAL: $558,567,300

STATE APPROPRIATIONS - TOTAL
$558,567,300



STATE APPROPRIATIONS - JUDICIARY
$14,194,000



*State general fund monies only.

Source: 130th General Assembly, House Bill 333 and Senate Bill 373.

Administrative
Office
of
the
Courts

ADMINISTRATIVE OFFICE OF THE COURTS

Legal Authorization

The Administrative Office of the Courts was established by 10 Delaware Code, Chapter 1, during the 1971 General Assembly.

Duties

The Administrative Office of the Courts serves as the focal point for coordination and communication concerning all court administrative activities in the judicial system. The office prepares budgets for the Supreme Court and the Court of Chancery and assists in preparation of the budgets of the Public Guardian and the Law Libraries. It administers the payment of all jurors and witnesses. The AOC is largely responsible for the acquisition of space or facilities for the judicial system, and is responsible for the supervision of lease negotiations and the payment of all rentals. The Administrative Office has assumed a role of general supervision over and assistance to the Alderman's Courts. It has primary responsibility for the acquisition, supervision, and administration of federal funds received to assist the court system. Together with the Division of Central Data Processing, the Administrative Office of the Courts is developing a computerized judicial information system. Also, the AOC acts as the focal point between the court system and other government agencies on the local, state, and federal levels.

Personnel

The Director of the Administrative Office of the Courts is appointed by and serves at the pleasure of the Chief Justice of the Supreme Court of the State of Delaware.

The Director may, with the approval of the Chief Justice, appoint such assistants and clerical personnel as are required.

The staff of the Judicial Planning Committee is operationally part of the Administrative Office of the Courts.

ADMINISTRATIVE OFFICE OF THE COURTS

Main Office
11th Floor
Wilmington State Office Building
820 North French Street
Wilmington, DE 19801

Data Processing Center
Mezzanine
Public Building
1020 King Street
Wilmington, DE 19801

PERSONNEL

Director
John R. Fisher
Carolyn Walker, Secretary
(571-2481)

Assistant Administrator
Lowell L. Groundland
(571-3562)

Accounting Supervisor
E. Dawn Bowman
(571-3557)

Accounting Clerks
E. Lynn Deramo
(571-3560)
Georgia A. Roberts
(571-3569)

Secretary
Maria Cook
(571-2480)

Director of Planning
Vincent P. Meconi
(571-2483)

Research Assistant
Adam Golby (Federally Funded)
(571-2483)

Secretary
Paula Cannon (Federally Funded)
(571-2483)

Data Processing Manager
James P. Boulanger (Federally Funded)
(571-2344)

Systems Analysts
Lawrence J. Clark (Federally Funded)
Robert F. McGinty
(571-2344)

Computer Programmers
Noreen O. Manning
Vacant
(571-2344)

Computer Operators
Pauline A. Hudson
Christine L. Creegan (Federally Funded)
(571-2344)

Supreme Court

SUPREME COURT

Legal Authorization

The Supreme Court was created by the Constitution of Delaware, Article IV, Section I.

Geographic Organization

The Supreme Court has statewide jurisdiction and sits in Dover.

Legal Authorization

The Court has final appellate jurisdiction in criminal cases in which the penalty exceeds certain minimums and in civil cases as to final judgments and certain other orders of Superior Court, Chancery Court, and Family Court. Appeals are heard on the record. The Supreme Court has jurisdiction to issue writs of prohibition, quo warranto, certiorari, and mandamus.

Judges

The Supreme Court consists of a Chief Justice and four Associate Justices, who are appointed by the Governor on a bi-partisan basis with the consent of the Senate. The Justices are appointed for 12-year terms and must be learned in the law.

Support Personnel

The Chief Justice is responsible for the administration of all courts in the state and appoints a Director of the Administrative Office of the Courts to manage the non-judicial aspects of court administration. The Supreme Court itself is staffed by a Clerk and Chief Deputy Clerk, law clerks, and secretaries.

Caseload Trend

Though the total of 339 criminal and civil cases filed in FY 1979 is 22 less than the 361 filings in FY 1978, a decrease of 7.8%, it still is almost double the total of just ten years ago. The number of pending cases decreased from 329 to 310 in FY 1979, a decrease of 5.8% and the first annual drop in pending since FY 1971. This may be attributed to the Court's increased capacity as the expansion to 5 Justices occurred last year. Civil appeals were disposed of in an average of 319.5 days, criminal appeals in an average of 337.2 days, and other cases in an average of 110.5 days. The average of all cases combined was 316.5 days from filing to disposition.

SUPREME COURT

JUDICIARY

Chief Justice

Hon. Daniel L. Herrmann (8/9/85)
  C. Jane Obold, Secretary
  (571-2427)

Associate Justices

Hon. William Duffy (8/9/85)
  Ruth Laird, Secretary
  (571-3730)
Hon. John J. McNeilly (10/25/86)
  Ida Mae Ellis, Secretary
  (856-5364)
Hon. William T. Quillen (10/30/90)
  Barbara M. Normille, Secretary
  (571-3700)
Hon. Henry R. Horsey (10/30/90)
  Audrey F. Bacino, Secretary
  (678-4214)

SUPREME COURT

SUPPORT PERSONNEL

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Chief Deputy Clerk of the Supreme Court Stephen D. Taylor (571-3706)	Clerk of the Supreme Court T. E. Townsend, Jr. (678-4155, 734-3001)	
Administrative Secretary Lois D. Taylor (571-2429)	Court Clerk Cathy L. Boyer	
	Bailiff Charles W. Atkins (678-4155)	
Law Clerks James Gkonos (571-3799) David Markell (571-3709) Nina Landsberg (571-3737)	Mark Amrhein (678-4214)	Bruce NcNew (856-5364)
Receptionist Joanne Spoonamore (571-2425)		

ADDRESSES

Supreme Court Chambers
11th Floor
Wilmington State Office Building
820 North French Street
Wilmington, DE 19801

Supreme Court Building
55 The Green
P.O. Box 476
Dover, DE 19901

Supreme Court Chambers
208 Sussex County Courthouse
The Circle
Georgetown, DE 19947

SUPREME COURT

FISCAL YEAR 1979
WORKLOAD

	Pending 6/30/78	Filings	Dispositions	Pending 6/30/79	Change In Pending
Criminal Appeals	133*	126	124	135	+ 2
Civil Appeals	188*	191	218	161	-27
Original Applications	6	16	11	11	+ 5
Advisory Opinions	0	2	0	2	+ 2
Certifications	2	4	5	1	- 1
TOTAL	329	339	358	310	-19

COMPARISON - FISCAL YEARS 1978-1979
WORKLOAD

FILINGS

	1978	1979	Change	% Change
Criminal Appeals	135	126	- 9	- 6.7%
Civil Appeals	209	191	-18	- 8.6%
Original Applications	9	16	+ 7	+ 77.0%
Advisory Opinions	2	2	0	0.0%
Certifications	6	4	- 2	- 33.3%
TOTAL	361	339	-22	- 6.1%

DISPOSITIONS

	1978	1979	Change	% Change
Criminal Appeals	86	124	+38	+ 44.2%
Civil Appeals	214	218	+ 4	+ 1.9%
Original Applications	7	11	+ 4	+ 57.1%
Advisory Opinions	4	0	- 4	-100.0%
Certifications	8	5	- 3	- 37.5%
TOTAL	319	358	+39	+ 12.2%

PENDING AT END OF YEAR

	1978	1979	Change	% Change
Criminal Appeals	133*	135	+ 2	+ 1.5%
Civil Appeals	188*	161	-27	- 14.4%
Original Applications	6	11	+ 5	+ 83.3%
Advisory Opinions	0	2	+ 2	
Certifications	2	1	- 1	- 50.0%
TOTAL	329	310	-19	- 5.8%

*Figure adjusted from 1978 Annual Report.

Source: Clerk of the Supreme Court

SUPREME COURT

FISCAL YEAR 1979
WORKLOAD

FILINGS BY CASE TYPE

	Court of Chancery	Superior Court	Family Court	Not From Any Court	TOTAL
Criminal Appeals	0	126	0	0	126
Civil Appeals	33	101	57	0	191
Advisory Opinions	0	0	0	2	2
Certifications	0	0	0	4	4
Original Applications	0	0	0	16	16
TOTAL	33	227	57	22	339
Percentage of Total:	9.7%	67.0%	16.8%	6.5%	100.0%

DISPOSITIONS BY CASE TYPE

	Court of Chancery	Superior Court	Family Court	Not From Any Court	TOTAL
Criminal Appeals	0	124	0	0	124
Civil Appeals	31	132	55	0	218
Advisory Opinions	0	0	0	0	0
Certifications	0	0	0	5	5
Original Applications	0	0	0	11	11
TOTAL	31	256	55	16	358
Percentage of Total:	8.7%	71.5%	15.4%	4.5%	100.0%

Source: Administrative Office of the Courts

SUPREME COURT

FISCAL YEAR 1979
WORKLOAD

TYPE OF DISPOSITION

	Affirmed	Reversed	Reversed and Remanded	Affirmed in Part/ Reversed in Part	Voluntary Dismissal	Court Dismissal	Answered	Declined to Answer	Denied	TOTAL
Criminal Appeals	79	11	5	5	16	8	0	0	0	124
Civil Appeals	102	23	10	6	48	29	0	0	0	218
Advisory Opinions	0	0	0	0	0	0	0	0	0	0
Certifications	0	0	0	0	0	0	3	1	1	5
Original Applications	2	0	0	0	1	3	0	0	5	11
TOTAL	183	34	15	11	65	40	3	1	6	358
Percentage of Total:	51.2%	9.5%	4.2%	3.1%	18.2%	11.2%	0.8%	0.3%	1.7%	100.0%

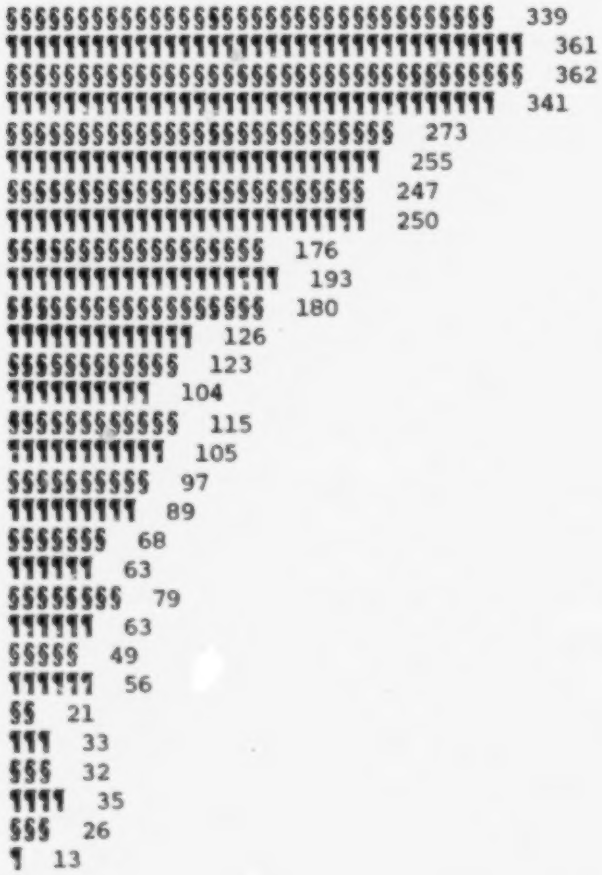
METHOD OF DISPOSITION

	Voluntary Dismissal	Court Dismissal	Assigned Opinion	Per Curium Opinion	Written Order	TOTAL
Criminal Appeals	16	8	30	3	67	124
Civil Appeals	48	29	46	2	97	218
Advisory Opinions	0	0	0	0	0	0
Certifications	0	0	3	1	1	5
Original Applications	1	3	0	2	5	11
TOTAL	65	40	79	8	166	358
Percentage of Total:	18.2%	11.2%	22.1%	2.2%	46.4%	100.0%

Source: Administrative Office of the Courts

SUPREME COURT

TOTAL NUMBER OF APPEALS FILED - 1950-1979



Fiscal Year	Number
1979	339
1978	361
1977	362
1976	341
1975	273
1974	255
1973	247
1972	250
1971	176
1970*	193
1969	180
1968	126
1967	123
1966#	104
1965#	115
1964#	105
1963#	97
1962#	89
1961#	68
1960#	63
1959#	79
1958#	63
1957#	49
1956#	56
1955#	21
1954#	33
1953#	32
1952#	35
1951#	26
1950#	13

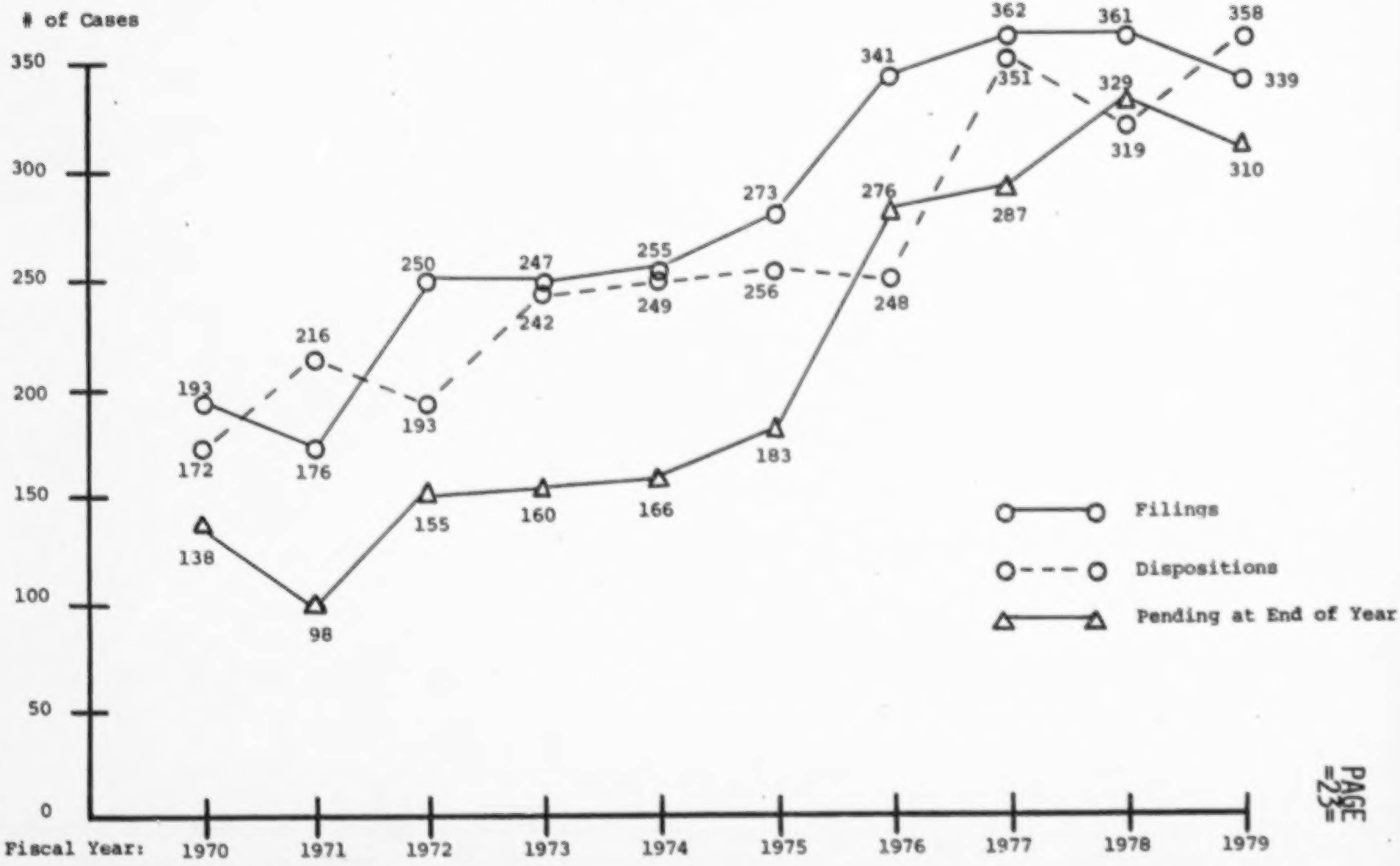
*Beginning in 1970, cross-appeals were no longer counted separately.

#Calendar Year

Source: Clerk of the Supreme Court

SUPREME COURT

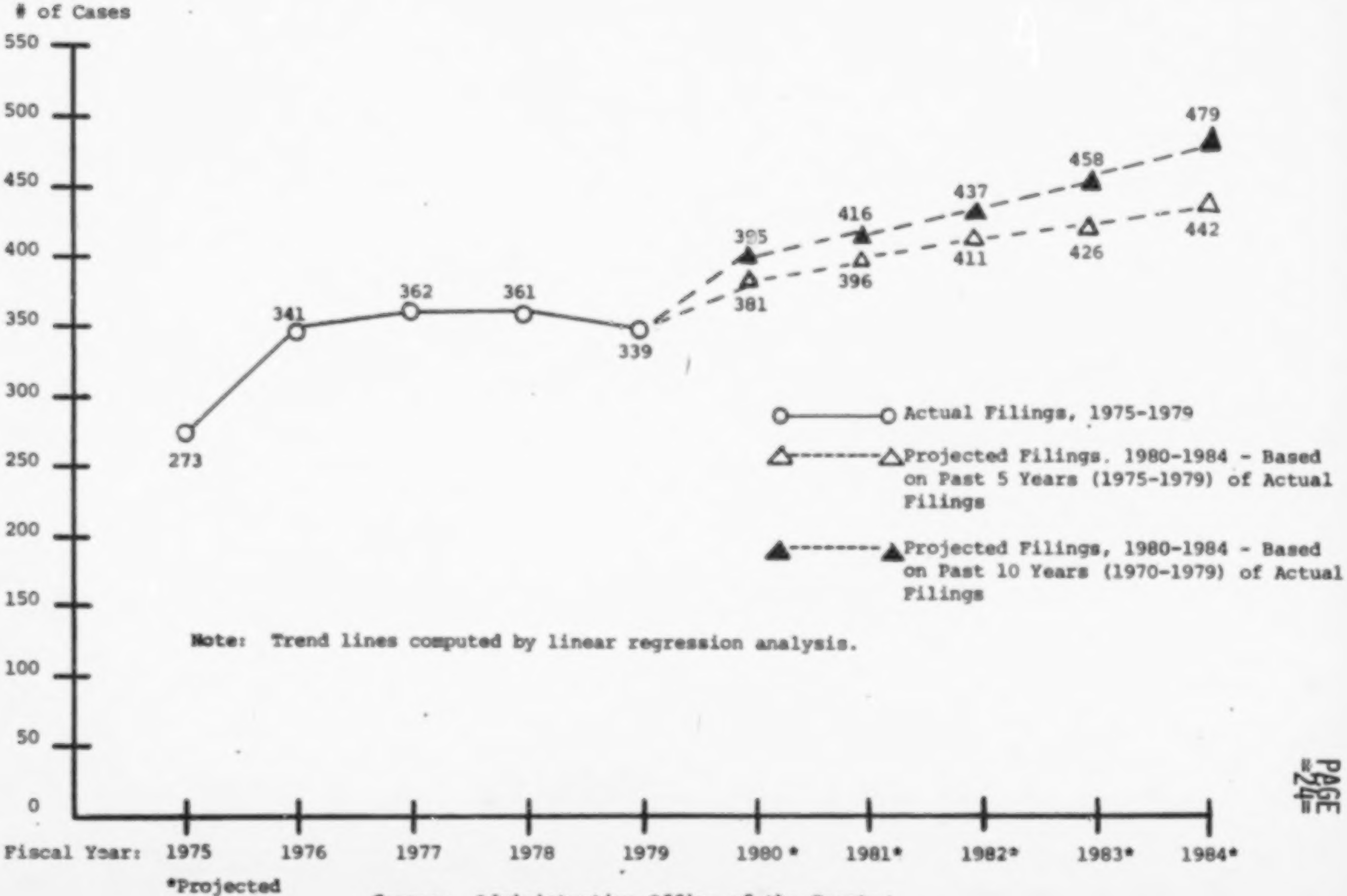
10-YEAR WORKLOAD TREND
TOTAL CASES



Source: Administrative Office of the Courts

SUPREME COURT

5-YEAR WORKLOAD PROJECTIONS
TOTAL CASES



Note: Trend lines computed by linear regression analysis.

*Projected

Source: Administrative Office of the Courts

SUPREME COURT

FISCAL YEAR 1979
PERFORMANCE

ELAPSED TIME BY CASE TYPE

Case Type	Number of Dispositions	Average Elapsed Time Between Filing and Disposition
Criminal Appeals	124	337.2 days
Civil Appeals	218	319.5
Advisory Opinions	0	-
Certifications	5	169.4
Original Applications	11	83.7
TOTALS	358	316.3 days

ELAPSED TIME BY DISPOSITION TYPE

Disposition Type	Number of Dispositions	Average Elapsed Time Between Filing and Disposition
Affirmed	183	366.6 days
Reversed	34	422.7
Reversed and Remanded	15	482.2
Affirmed in Part/Reversed in Part	11	486.5
Voluntary Dismissal	65	183.9
Court Dismissal	40	177.3
Answered	3	200.3
Declined to Answer	1	147.0
Denied	6	67.4
TOTALS	358	316.3 days

ELAPSED TIME BY DISPOSITION METHOD

Disposition Method	Number of Dispositions	Average Elapsed Time Between Filing and Disposition
Voluntary Dismissal	65	183.9 days
Court Dismissal	40	177.3
Assigned Opinion	79	449.1
Per Curiam Opinion	8	250.3
Written Order	166	334.8
TOTALS	358	316.3 days

Court of Chancery

COURT OF CHANCERY

Legal Authorization

The Constitution of Delaware, Article IV, Section 1, authorizes the Court of Chancery.

Geographic Organization

The Court of Chancery holds court in Wilmington, Dover, and Georgetown, that is, at one location in each county in the county seat.

Legal Jurisdiction

The Court of Chancery has jurisdiction to hear and determine all matters and causes in equity. The general equity jurisdiction of the Court is measured in terms of the general equity jurisdiction of the High Court of Chancery of Great Britain as it existed prior to the separation of the American Colonies. The General Assembly may confer upon the Court of Chancery additional statutory jurisdiction. In today's practice, the litigation in the Court of Chancery consists largely of corporate matters, trusts, estates, and other fiduciary matters, disputes involving the purchase and sale of land, and the clearing of clouds on title, as well as commercial and contractual matters in general. When issues of fact to be tried by jury arise, the Court of Chancery may order such facts to trial by issues in Superior Court.

Judges

One Chancellor and two Vice-Chancellors hold the Court of Chancery. The Chancellor and Vice-Chancellors are appointed by the Governor with the consent of the majority of the Senate's elected members for 12 year terms. The Chancellor and Vice-Chancellors must be learned in the law.

Support Personnel

The Chancellor may appoint court reporters, bailiffs, criers or pages, and law clerks. Each of the judges may appoint one office secretary.

An elected Register in Chancery of each county is Clerk of the Court of Chancery for the county. The Judges appoint one Chief Deputy Register in Chancery in each county.

The Register of Wills acts as a Clerk of the Court of Chancery for probate matters. The majority of the Register's former judicial and quasi-judicial power are now held by the Court of Chancery. A Register of Wills is elected in each county for that county. The Chancellor names a Chief Deputy Register of Wills for each county.

Public Guardian

The Chancellor has the duty to appoint the Public Guardian. The Public Guardian serves, when appointed by the Court, as the guardian of the person and/or property of the aged, the mentally infirm and the physically incapacitated. Under the law, the Public Guardian is intended to be the guardian of last resort.

Caseload Trend

Two of the three categories of work handled by the Court of Chancery (civil cases and estates) experienced increases in the number of filings in FY 1979 while filings for miscellaneous matters decreased. The number of statewide civil cases filed increased from 400 to 417, a 5.1% rise. The number of estates filed in Delaware during FY 1979 was 1,766, an increase of 1.3% from the previous year's total of 1,744. The number of miscellaneous matters decreased, however, from 613 in FY 1978 to 474 in FY 1979, a 22.7% drop. The numbers of pending cases in each category at year's end rose by amounts ranging from 1.1% for miscellaneous matters to 5.1% for civil cases.

COURT OF CHANCERY

JUDICIARY

Chancellor
Hon. William Marvel (9/29/88)
Carolyn J. Hazen, Secretary
(571-2441)

Vice-Chancellor
Hon. Maurice A. Hartnett, III (9/29/88)
Shirley D. Wood, Secretary
Joyce D. Stockslager, Secretary
(678-4397)

Vice-Chancellor
Hon. Grover C. Brown (5/9/85)
Mary Lou Wilcoxson, Secretary
(856-5338)

COURT OF CHANCERY

SUPPORT PERSONNEL

Court Reporters

Henry D. Skogmo, Chief
Lorraine B. Marino
  Marian Wagner, Secretary
  Patricia Bilson , Secretary
  (571-2447)

Judicial Secretary

Dorothy Cordell
  (571-2440)

Law Clerks

Michelle L. Welch
Samuel A. Nolan
  (571-2444)

ADDRESSES

Court of Chancery
134 Public Building
1020 King Street
Wilmington, Delaware 19801

Court of Chancery
45 The Green
Dover, Delaware 19901

Court of Chancery
Sussex County Courthouse
The Circle
Georgetown, Delaware 19947

REGISTERS IN CHANCERY

	NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Registers in Chancery	John D. Kelly, III	Stanley Wayne Anthony	Harvey F. Donovan, Sr.
Chief Deputies	Jane L. Koke Milton Roger Holmes	Loretta Wooten	Mary P. Hill
Deputies	Reta Handlin Alberta Maxwell	Lydia M. McClary	Lorene C. Breasure
Court Clerks	Francis M. Donovan Valerie A. Ventura		Bonnie E. Matthews

COURT OF CHANCERY

SUPPORT PERSONNEL (CONTINUED)   REGISTERS IN CHANCERY (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Account Clerks Madge S. Wells Carmella M. Wilson		
Key Operator Cynthia Maxwell		
Secretaries Patricia G. Randolph Jeannette Raiford	Loretta L. Wootten	
Clerk Typist Edna H. May		

ADDRESSES

Register in Chancery M-32 Public Building 1020 King Street Wilmington, Delaware 19801 (571-7540)	Register in Chancery Kent County Courthouse 38 The Green Dover, Delaware 19901 (736-2242)	Register in Chancery Sussex County Courthouse The Circle Georgetown, Delaware 19947 (856-7702 X250)

REGISTERS OF WILLS

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Registers of Wills Gerald E. Reilly	Ralph R. Smith	Wilson O. McCabe, Jr.

COURT OF CHANCERY

SUPPORT PERSONNEL (CONTINUED) REGISTERS OF WILLS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Chief Deputies		
Maryanne Cluff	Betty A. Strobel	Isabelle P. Morris
Grover C. Luttrell, Jr.		
Deputies		
Eleanor M. Riley	Emma D. Tarburton	Marie A. Scott
Account Clerks		
Adelaide D. Giacoma		
Virginia Lovett		
Ann McLean		
Elva M. Phillips		
Clerk		
Rosie M. Perkins		
Secretaries		
Lillian T. Banks		
Diane I. Halligan		
Clerk Typists		
Victoria B. Clark		
Donna S. Dougherty		
John N. Drupieski		
Lillian Kleveland		
Brenda Lumpkin		

ADDRESSES

Register of Wills
M-32 Public Building
1020 King Street
Wilmington, Delaware 19801
(571-7545)

Register of Wills
Kent County Courthouse
38 The Green
Dover, Delaware 19901
(736-2233)

Register of Wills
Sussex County Courthouse
The Circle
Georgetown, Delaware 19947
(856-7701)

COURT OF CHANCERY

FISCAL YEAR 1979
CIVIL CASES

	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle	484	316	299	501	+17
Kent	69	40	27	82	+13
Sussex	108	61	57	112	+ 4
State	661	417	383	695	+34

COMPARISON - FISCAL YEARS 1978-1979
CIVIL CASES

FILINGS

	1978	1979	Change	% Change
New Castle	311	316	+ 5	+ 1.6%
Kent	30	40	+10	+33.3%
Sussex	59	61	+ 2	+ 3.4%
State	400	417	+17	+ 4.3%

DISPOSITIONS

	1978	1979	Change	% Change
New Castle	335	299	-36	-10.7%
Kent	36	27	- 9	-25.0%
Sussex	46	57	+11	+23.9%
State	417	383	-34	- 8.2%

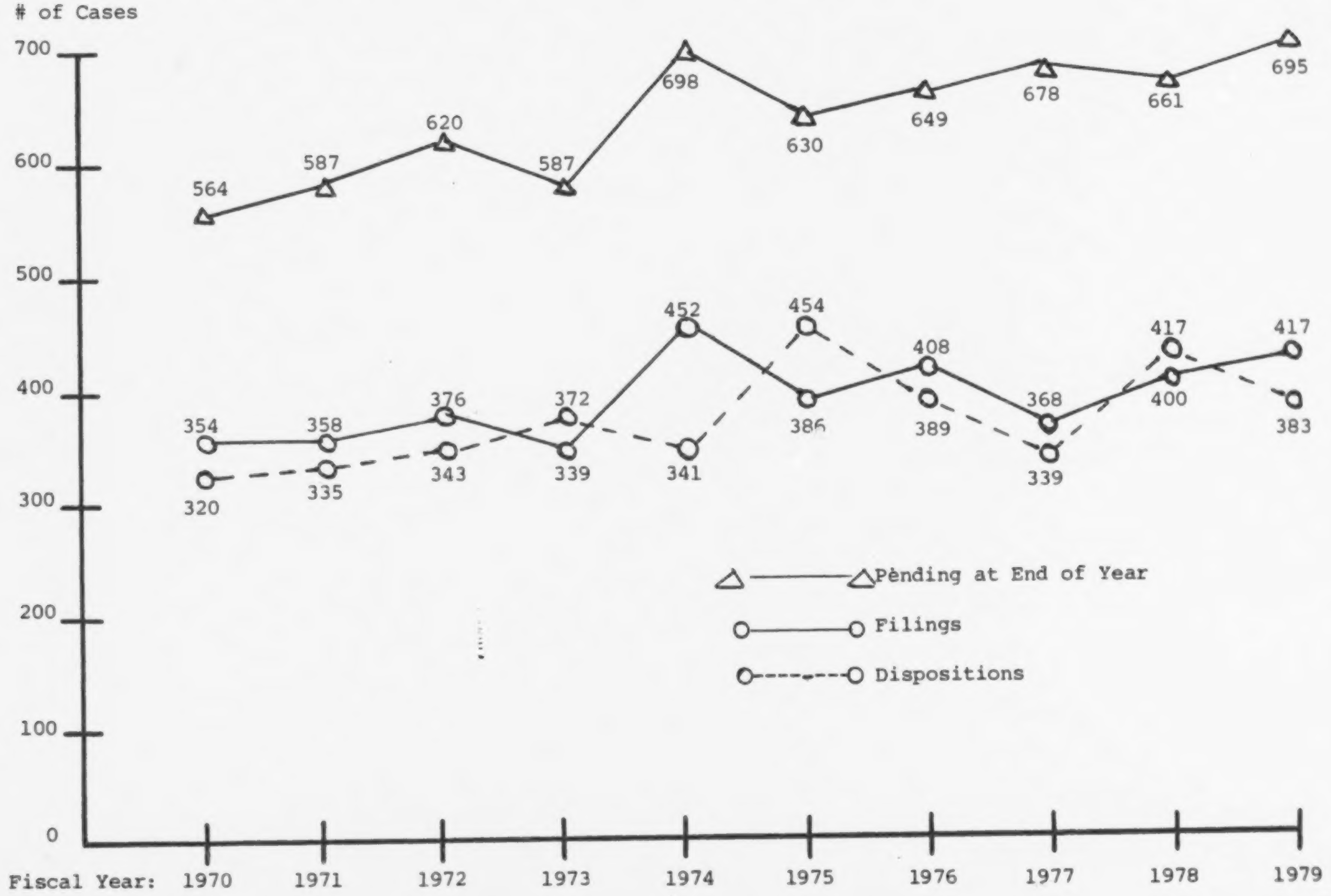
PENDING AT END OF YEAR

	1978	1979	Change	% Change
New Castle	484	501	+17	+ 3.5%
Kent	69	82	+13	+18.8%
Sussex	108	112	+ 4	+ 3.7%
State	661	695	+34	+ 5.1%

Source: Register in Chancery

COURT OF CHANCERY

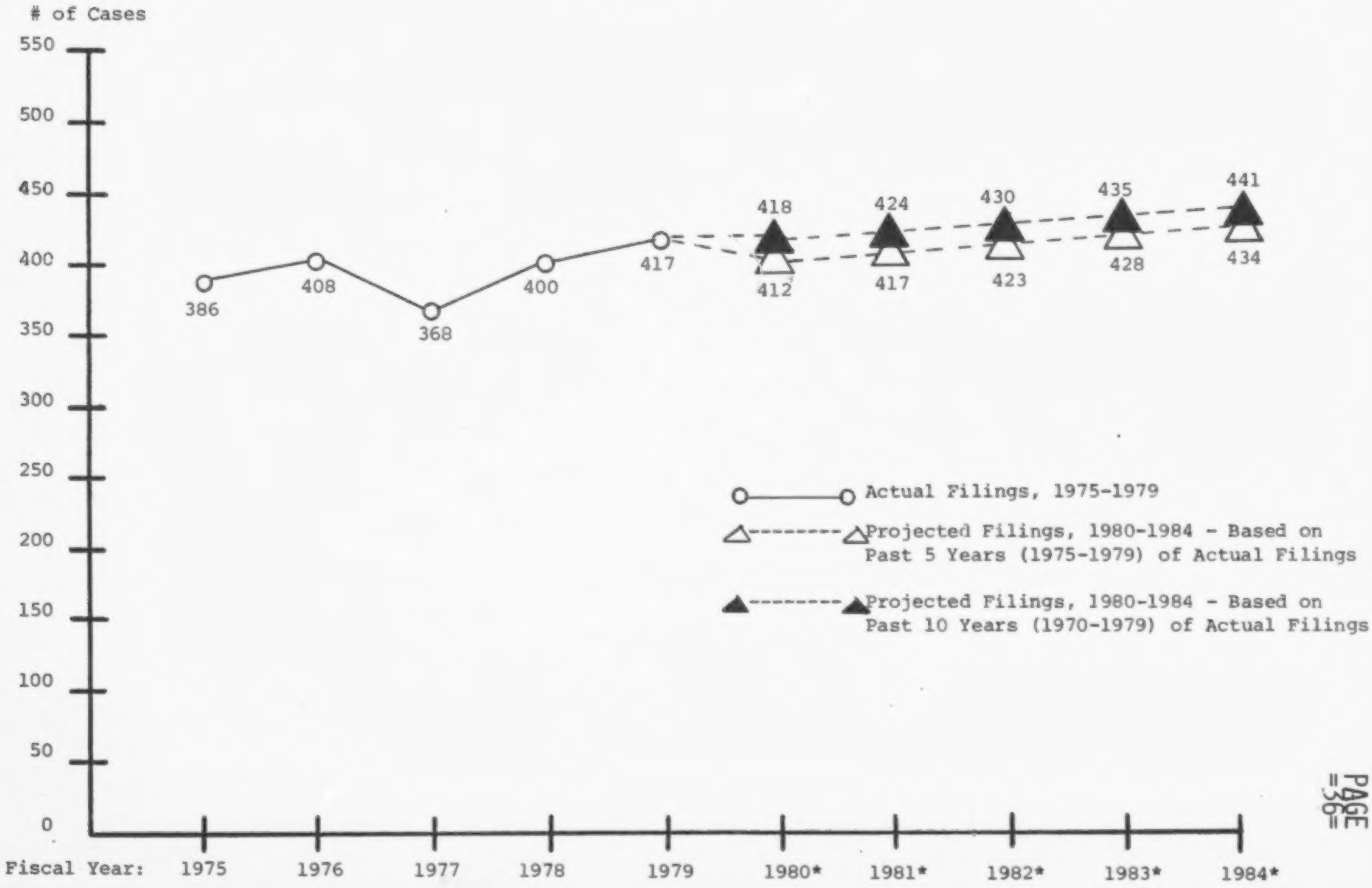
10-YEAR WORKLOAD TREND
CIVIL CASES



Source: Administrative Office of the Courts

COURT OF CHANCERY

5-YEAR WORKLOAD PROJECTIONS
CIVIL CASES



*Projected

Source: Administrative Office of the Courts

COURT OF CHANCERY

FISCAL YEAR 1979
MISCELLANEOUS MATTERS

NEW CASTLE	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Guardians for Minors	592	78	121	549	- 43
Guardians for Infirm	549	87	51	585	+ 36
Trustees for Mentally Ill	142	6	4	144	+ 2
Other Matters	280	31	12	299	+ 19
Trusts	1,492	71	115	1,448	- 44
TOTALS	3,055	273	303	3,025	- 30

KENT	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Guardians for Minors	183	30	11	202	+19
Guardians for Infirm	88	15	5	98	+10
Trustees for Mentally Ill	11	0	0	11	0
Other Matters	9	5	4	10	+ 1
Trusts	117	2	1	118	+ 1
TOTALS	408	52	21	439	+31

SUSSEX	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Guardians for Minors	299	18	19	298	- 1
Guardians for Infirm	86	20	17	89	+ 3
Trustees for Mentally Ill	16	0	0	16	0
Other Matters	18	47	50	15	- 3
Trusts	373	64	17	420	+47
TOTALS	792	149	103	838	+46

STATE	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Guardians for Minors	1,074	126	151	1,049	-25
Guardians for Infirm	723	122	73	772	+49
Trustees for Mentally Ill	169	6	4	171	+ 2
Other Matters	307	83	66	324	+17
Trusts	1,982	137	133	1,986	+ 4
TOTALS	4,255	474	427	4,302	+47

Source: Register in Chancery

COURT OF CHANCERY

COMPARISON - FISCAL YEARS 1978-1979
MISCELLANEOUS MATTERS

FILINGS

	1978	1979	Change	% Change
New Castle	358	273	- 85	- 23.7%
Kent	55	52	- 3	- 5.5%
Sussex	200	149	- 51	- 25.5%
State	613	474	- 139	- 22.7%

DISPOSITIONS

	1978	1979	Change	% Change
New Castle	272	303	+ 31	+ 11.4%
Kent	40	21	- 19	- 47.5%
Sussex	114	103	- 11	- 9.6%
State	426	427	+ 1	+ 0.2%

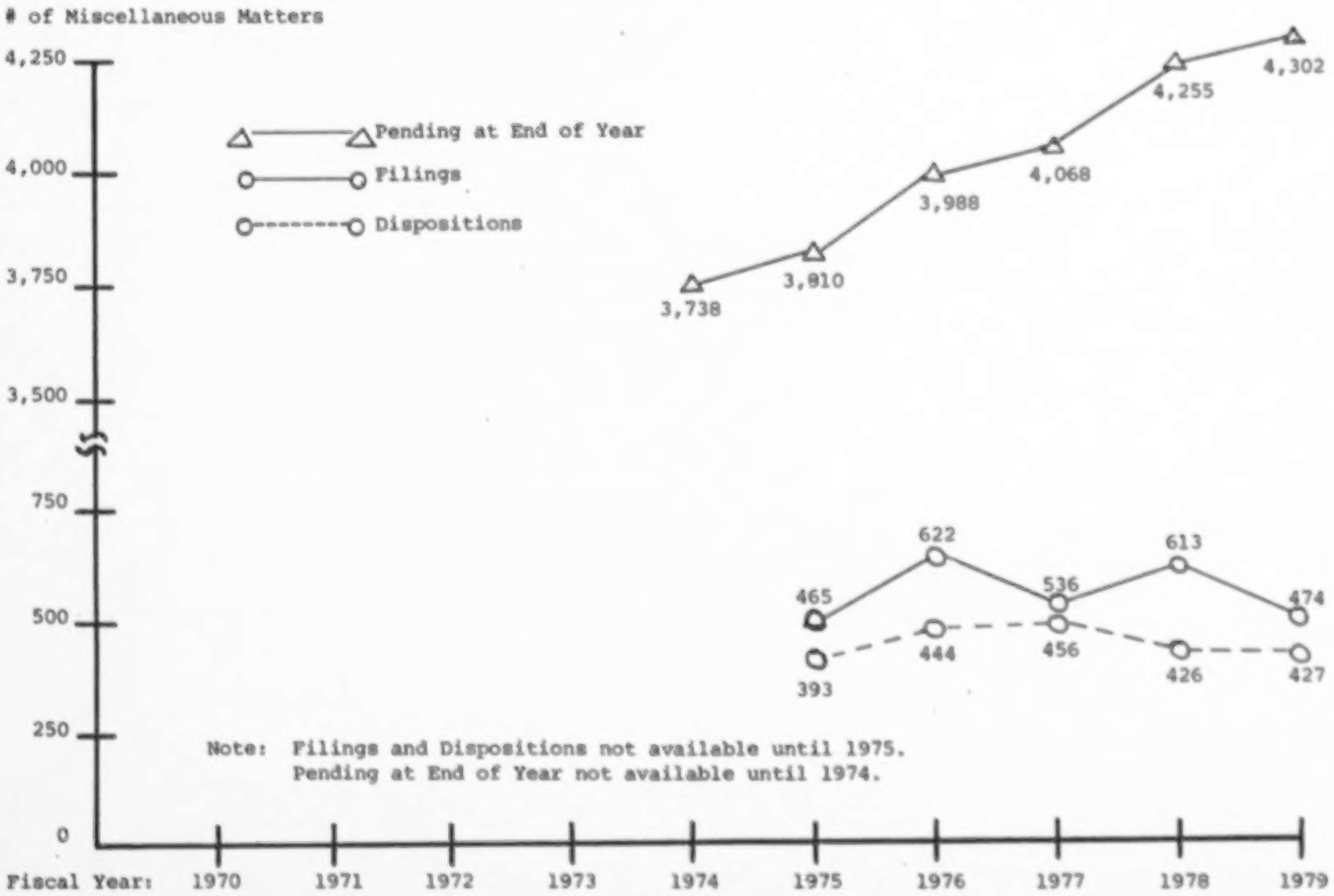
PENDING AT END OF YEAR

	1978	1979	Change	% Change
New Castle	3,055	3,025	- 30	- 1.0%
Kent	408	439	+ 31	+ 7.6%
Sussex	792	838	+ 46	+ 5.8%
State	4,255	4,302	+ 47	+ 1.1%

Source: Register in Chancery

COURT OF CHANCERY

10-YEAR WORKLOAD TREND
MISCELLANEOUS MATTERS

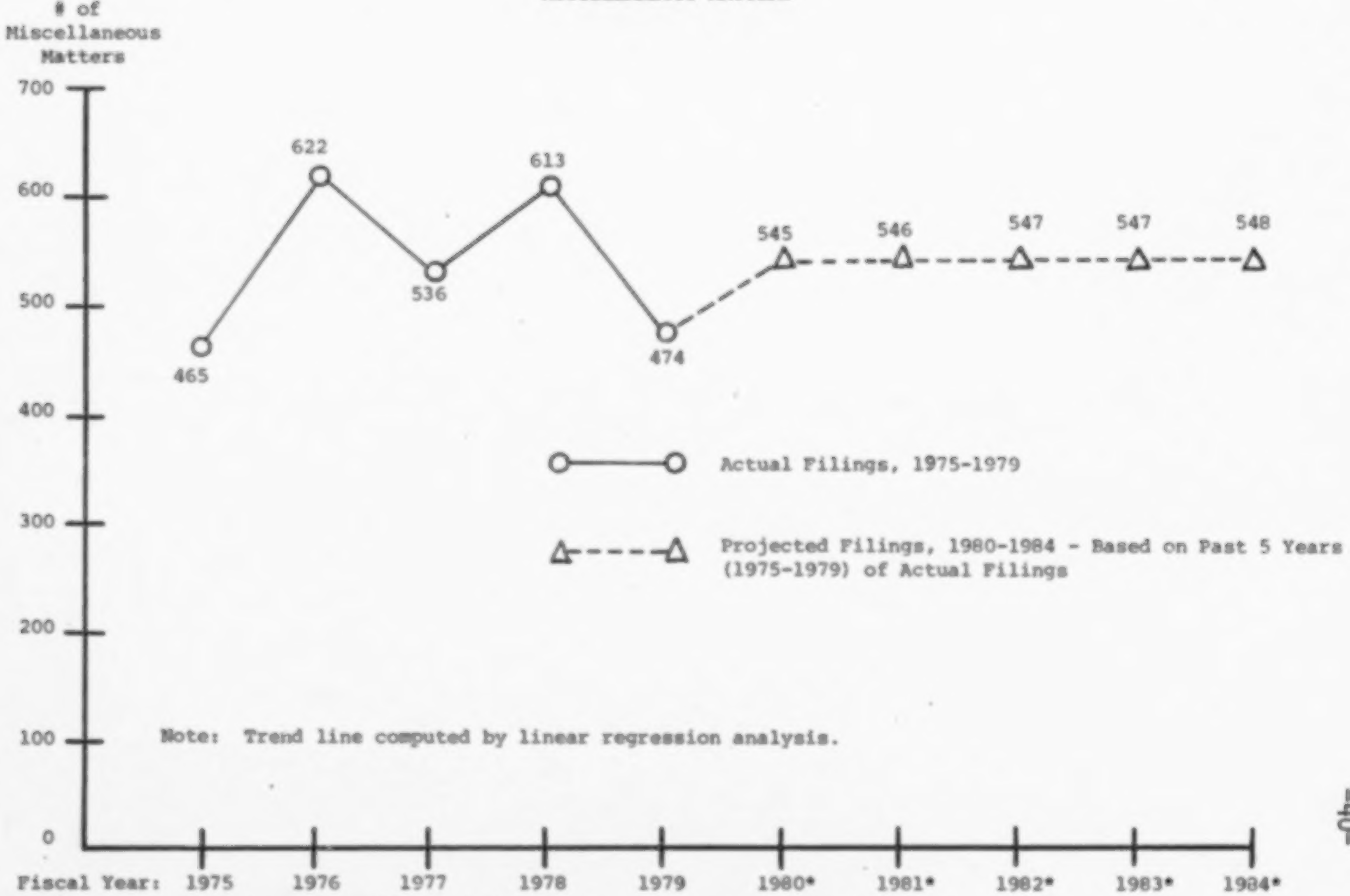


Note: Filings and Dispositions not available until 1975.
Pending at End of Year not available until 1974.

Source: Administrative Office of the Courts

COURT OF CHANCERY

5-YEAR WORKLOAD PROJECTION
MISCELLANEOUS MATTERS



Note: Trend line computed by linear regression analysis.

Source: Administrative Office of the Courts

*Projected

COURT OF CHANCERY

FISCAL YEAR 1979
ESTATES

	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle	1,682	1,084	1,020	1,746	+ 64
Kent	691	267	245	713	+ 22
Sussex	535	415	392	558	+ 23
State	2,908	1,766	1,657	3,017	+109

COMPARISON - FISCAL YEARS 1978-1979
ESTATES

ESTATES OPENED

	1978	1979	Change	% Change
New Castle	1,070	1,084	+ 14	+ 1.3%
Kent	272	267	- 5	- 1.8%
Sussex	402	415	+ 13	+ 3.2%
State	1,744	1,766	+ 22	+ 1.3%

ESTATES CLOSED

	1978	1979	Change	% Change
New Castle	1,074	1,020	- 54	- 5.0%
Kent	167	245	+ 78	+46.7%
Sussex	347	392	+ 45	+13.0%
State	1,588	1,657	+ 69	+ 4.3%

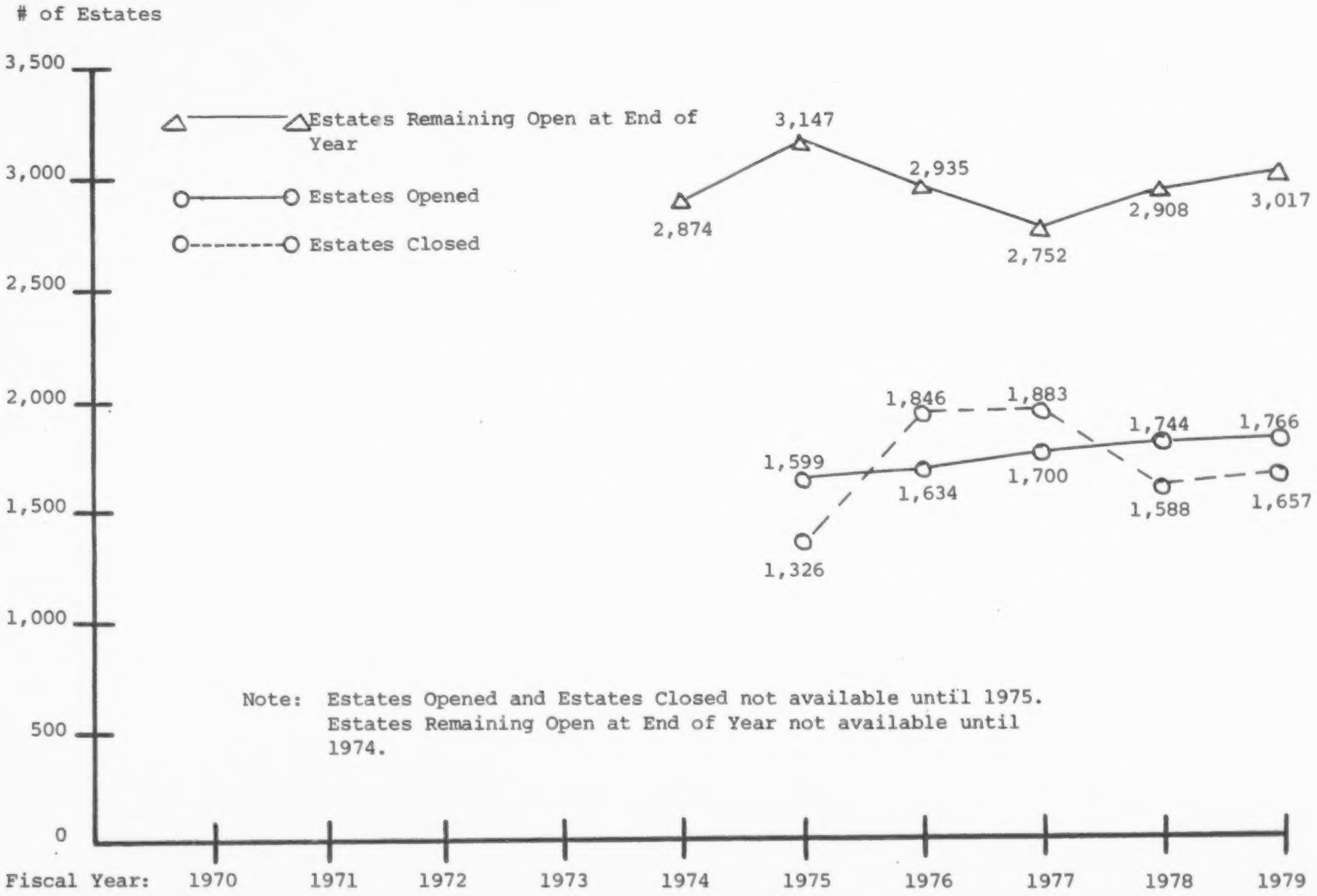
ESTATES REMAINING OPEN AT END OF YEAR

	1978	1979	Change	% Change
New Castle	1,682	1,746	+ 64	+ 3.8%
Kent	691	713	+ 22	+ 3.2%
Sussex	535	558	+ 23	+ 4.3%
State	2,908	3,017	+109	+ 3.7%

Source: Register of Wills

COURT OF CHANCERY

10-YEAR WORKLOAD TREND
ESTATES

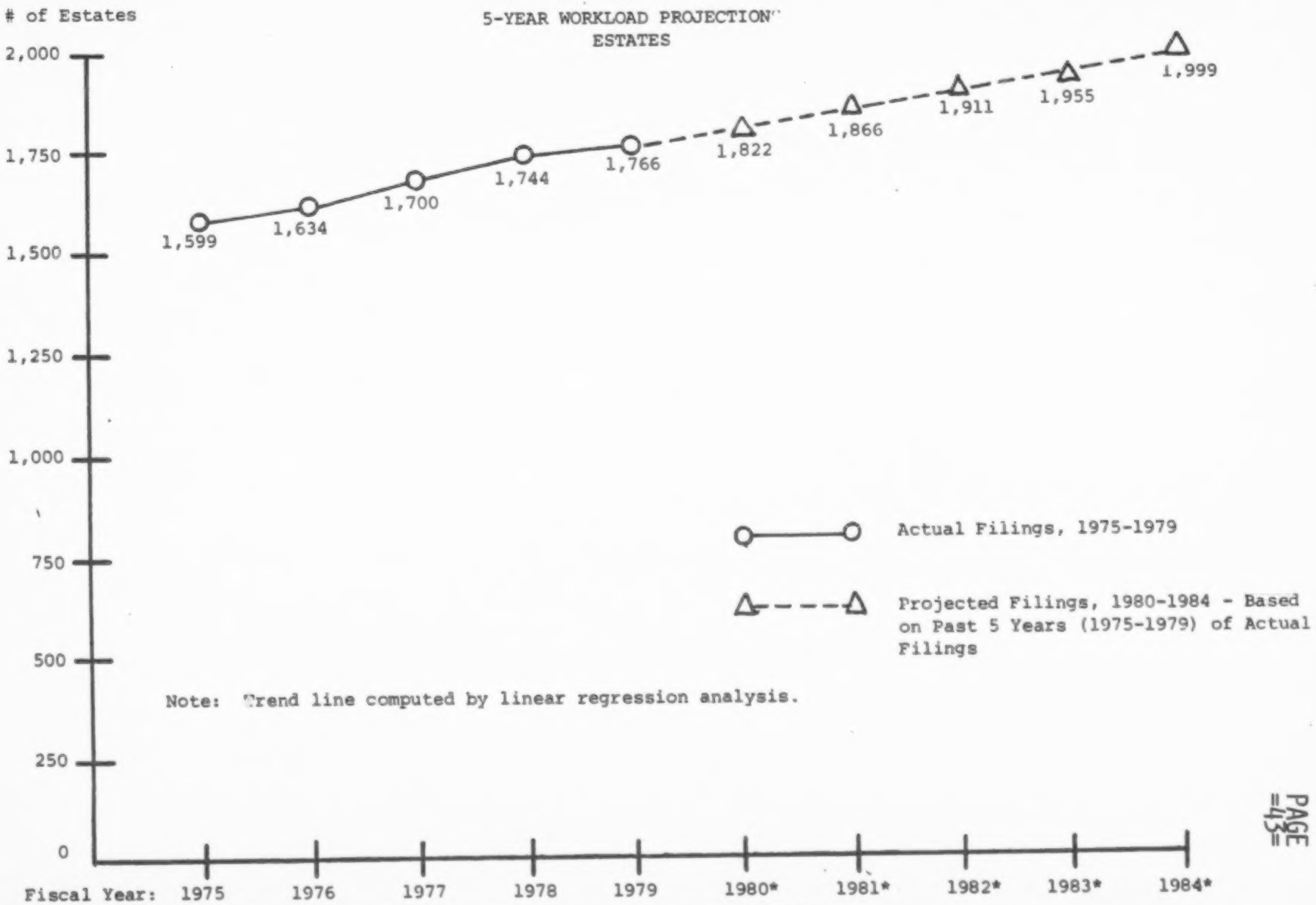


Note: Estates Opened and Estates Closed not available until 1975. Estates Remaining Open at End of Year not available until 1974.

Source: Administrative Office of the Courts

COURT OF CHANCERY

5-YEAR WORKLOAD PROJECTION
ESTATES



Note: Trend line computed by linear regression analysis.

Source: Administrative Office of the Courts

*Projected

Public Guardian

PUBLIC GUARDIAN

Legal Authorization

The authority for the Office of the Public Guardian is derived from Title 12, §3991, of the Delaware Code:

"There is established the Office of the Public Guardian. The Chancellor shall appoint the Public Guardian, who shall serve at his pleasure. The salary of the Public Guardian shall be $18,500.00 per annum, to be paid from the General Fund. The Chancellor, in his discretion, may require the Public Guardian to post bond."

Geographic Organization

The Office of the Public Guardian has responsibility for the entire state and presents its petitions for guardianships in the Court of Chancery in all three counties.

Legal Jurisdiction

The powers and duties of the Public Guardian are spelled out in Title 12, §3992, of the Delaware Code:

"The Public Guardian, when appointed as guardian by Court Order, shall:

1. Serve as guardian for the property of aged, mentally infirm or physically incapacitated persons, pursuant to §3914 of this Title;
2. Serve as a guardian for the person of aged, mentally infirm or physically incapacitated persons where such persons are in danger of substantially endangering their health, or of becoming subject to abuse by other persons, or of becoming the victim of designing persons; or,
3. Serve as both guardian of the person and of property of such person."

The intent of the legislation creating the Office of the Public Guardian was to create a guardianship capability for those situations in which a person needing a guardian does not have any relative, friend, or other person interested in or capable of serving as a guardian, whose estate is insufficient to purchase the services of a private guardian, or who would be best served by a neutral guardian.

Personnel

The Public Guardian is assisted by an administrative assistant and one caseworker.

Caseload

In the year of operation July 1, 1978 to June 30, 1979, the office received 119 referrals. Of this number, 8 were determined to need the services of the Public Guardian as a guardian, and petitions were presented in the appropriate counties. As of June 30, 1979, the Public Guardian had responsibility for a total of 40 wards - 30 in New Castle County, 1 in Kent, and 9 in Sussex.

The remaining 111 cases were determined not to need guardianship for the solution of their problems and were served by mobilizing the resources of other state and private agencies to aid the client, involving the family of the client, helping the client to take some voluntary action on his own behalf, or simply offering counselling to help the client solve his own problems. Their services were provided by two caseworkers who are paid solely from Federal funds (Title XX of the Social Security Act). This program is maintained by the Office of the Public Guardian as an adjunct to its primary function of legal guardianship, because of the absence of any adult protective service program in the Department of Health and Social Services. Eighty-five percent of all individuals referred to the Office of the Public Guardian are in need of protective services rather than legal guardianship.

PUBLIC GUARDIAN

PERSONNEL

Public Guardian
Thomas J. Posatko

NEW CASTLE COUNTY

Administrative Assistant
Barbara A. Walker

Caseworkers
Patricia E. Gesler
Barbara Tevebaugh (Federally Funded)

KENT COUNTY

Caseworkers
Carolyn R. Pruett (Federally Funded)

ADDRESSES

Public Guardian
11th Floor
Wilmington State Office Building
820 North French Street
Wilmington, DE 19801
(571-2990)

Public Guardian
Priscilla Building
152 South State Street
Dover, DE 19901
(678-4392)

PUBLIC GUARDIAN

FISCAL YEAR 1979
WORKLOAD

	Pending 6-30-78	New Referrals	Cases Closed	Pending 6-30-78	Change In Pending
Guardianships	41	8	9	40	- 1
Investigations	38	111	101	48	+10
TOTALS	79	119	110	88	+ 9

COMPARISON - FISCAL YEARS 1978-1979
WORKLOAD

NEW REFERRALS

	1978	1979	Change	% Change
Guardianships	13	8	- 5	- 38.5%
Investigations	146	111	-35	- 24.0%
TOTALS	159	119	-40	- 25.2%

CASES CLOSED

	1978	1979	Change	% Change
Guardianships	4	9	+ 5	+125.0%
Investigations	120	101	-19	- 15.8%
TOTALS	124	110	-14	- 11.3%

PENDING AT END OF YEAR

	1978	1979	Change	% Change
Guardianships	41	40	- 1	- 2.4%
Investigations	38	48	+10	+ 26.3%
TOTALS	79	88	+ 9	+ 11.4%

Source: Office of the Public Guardian

Superior Court

SUPERIOR COURT

Legal Authorization

The Constitution of Delaware, Article IV, Section 1, created the Superior Court.

Geographic Organization

Sessions of Superior Court are held in each of the three counties at the county seat.

Legal Jurisdiction

Superior Court has statewide original jurisdiction over criminal and civil cases, except equity cases, over which the Court of Chancery has exclusive jurisdiction. The Court has exclusive jurisdiction over felonies and drug offenses (except most felonies and drug offenses involving minors and except possession of marijuana cases).

Superior Court has jurisdiction over adoptions and terminations of parental rights and also over involuntary commitments of the mentally ill to the Delaware State Hospital. The Court serves as an intermediate appellate court, hearing appeals on the record from the Court of Common Pleas, Family Court, administrative agencies such as the Industrial Accident Board, Unemployment Insurance Appeal Board, Alcohol Beverage Control Commission, Tax Appeal Board, Zoning and Adjustment Boards, and other quasi-judicial bodies. Appeals from Alderman's Courts, Justice of the Peace Courts, and Municipal Court are heard as trials de novo (second trials) in Superior Court. Appeals from Superior Court are argued on the record before the Supreme Court.

Judges

Number: There are eleven judges appointed to the Superior Court bench; one is appointed President Judge with administrative responsibility for the Court, and three are appointed as Resident Judges and must reside in the county in which they are appointed.

Appointment: The Governor appoints Superior Court Judges with the consent of the Senate.

Tenure: The judges are appointed for 12-year terms.

Qualifications: The judges must be learned in the law and must be members of the Delaware Bar.

Support Personnel

Superior Court may appoint court reporters, law clerks, bailiffs, presentence officers, a secretary for each judge, and other personnel.

An elected Prothonotary for each county serves as Clerk of Superior Court for that county. The Prothonotary is the record-keeper for Superior Court, and as such, the Prothonotary is directly involved with the civil court calendar. The office handles the jury list, property liens, registration of law students and attorneys, and is the custodian of fees for the courts and for the Attorney General. Administratively, for example, the New Castle County Prothonotary's office is divided as follows: Civil, Criminal, Indexing and Entry of Judgements and Executions, Administrative, and Terminations and Adoptions. Further, the Prothonotary's office is charged with the security, care and custody of Court's exhibits.

Elected Sheriffs, one per county, also serve Superior Court.

Caseload Trend

Superior Court was able, in FY 1979 to dispose of 85.7% of its criminal cases in New Castle County (82.7% statewide) within 120 days of arrest, the time interval specified by the Chief Justice's Speedy Trial Directive. The Court was able to achieve this rate because the Court controls its own criminal calendar through the Case Scheduling Office and the Criminal Office Judge, and because of the policy in New Castle County of regularly assigning 5 of New Castle County's 8 judges to criminal matters and 3 to civil matters. The total number of criminal cases filed in Superior Court declined by 10.4% over the previous year, in part due to increased preindictment screening of defendants by the Attorney General's office. Superior Court held 325 criminal trials in FY 1979, an average of over 27 per month. The Court disposed of more criminal cases than were filed, and thus was able to reduce the number of pending cases statewide by 16.7%.

However, Superior Court's emphasis on criminal cases has continued to handicap its efforts to deal with its civil jurisdiction. The Court experienced a 5.3% rise in the number of filings statewide, and while the Court disposed of slightly more cases in FY 1979 than it did in FY 1978, it was not able to dispose of as many cases as were filed. Thus, the number of civil cases pending adjudication rose by more than 350 cases in FY 1979. Projections show that the number of civil filings in the court will continue to rise over the next several years. Even excluding the effects of any increases, it is estimated that Superior Court needs two additional judges to give the Court the resources to deal as adequately with civil cases as it does with criminal cases.

SUPERIOR COURT

JUDICIARY

President Judge
Hon. Albert J. Stiftel (8/8/90)
Ann Lafferty, Secretary
(571-2355)

New Castle County Resident Judge
Hon. Andrew D. Christie (4/29/81)
Elaine M. Ryan, Secretary
(571-2358)

Associate Judges
Hon. Robert C. O'Hara (3/23/90)
Doris Myers, Secretary
(571-2370)
Hon. Vincent A. Bifferato (7/26/80)
Betty Gilson, Secretary
(571-2361)
Hon. Clarence W. Taylor (7/1/84)
Carol Edwards, Secretary
(571-2374)
Hon. Joseph T. Walsh (7/1/84)
Linda Flohr, Secretary
(571-2369)
Hon. Bernard Balick (9/18/85)
Ivone Marvel, Secretary
(571-2367)
Hon. Joseph J. Longobardi (10/25/86)
Anne Marie Brown, Secretary
(571-2544)

Kent County Resident Judge
Hon. George R. Wright (7/1/84)
Janet L. Case, Secretary
(678-5331)

Associate Judge
Hon. William G. Bush, III (9/12/84)
Eileen Masino, Secretary
(678-5331)

Sussex County Resident Judge
Hon. Claud L. Tease (10/25/86)
Mary Ellen Greenley, Secretary
(856-5256)

SUPERIOR COURT

SUPPORT PERSONNEL

Administrator
Frederick Kirch
S. Maureen Golden, Secretary
(571-2380)

Administrative Assistant
Doris E. Harris

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Accountant Michael E. Indellini (571-2376)		
Receptionist Irma Whittington (571-2350)		
Case Scheduling Office Mary Ann Hoff, Chief Gail A. Flynn Phyllis H. Laffey Ruth L. Huellemeier (Federally Funded) (571-2414)	Joyce C. Burnett (678-5328)	Lisa I. Burns (856-5525)
Law Clerks Jeffrey Bove Cynthia Collins Anthony Clark James Owens	Andrew Reinhardt	Thomas Barnett
Jury Commissioners John N. Russo Delores G. Tatman	Wallace F. McFaul, Jr. John R. McDonald	Ralph L. Swain Walter M. Betts

SUPERIOR COURT

SUPPORT PERSONNEL (CONTINUED)

NEW CASTLE COUNTY

Presentence Officers
Frank T. Miller, Chief
Gregory L. Fullhart, Assistant Chief
William G. Echols, Assistant Chief
Cillie W. Anderson
Linden F. Ballance
Thomas Carroll
Barbara P. Holloway
Charles P. Linder
Kathleen C. Lucas
Debroah M. Wailes
  Barbara Rogers, Secretary
  (571-2420)

Clerk Stenographers
Angela Adams
Marsha Alfree
Lisa Baldwin
Catherine Cowart
Cheryl Hicken
Romona Monsen
Mary Nelson
Megan Proud
Peggy Sweringen

Clerk Typists
Carol A. Hames
Vickie L. Lally

Court Reporters
Morris D. Pearson, Chief
Betty J. Gleason
Gary S. Kivelowitz
Jerome Harrison
David G. Meddings

KENT COUNTY

Ralph D. Knotts, Jr.
Norma Jean Tribbitt
Horace B. Willey
  Vacant, Secretary
  (678-5275)

Linda M. Lavender
  Elizabeth Messick, Typist
  (678-5311)

SUSSEX COUNTY

Robert D. Downes
Jana Mallahan
J. Milton Messick
  Edna Snowden, Secretary
  (856-5549)

Debra S. Mitchell
Eileen Murawski
  Priscilla Stuchlik, Secretary
  (856-5502)

SUPERIOR COURT

SUPPORT PERSONNEL (CONTINUED)

NEW CASTLE COUNTY

Court Reporters (Continued)
Thomas R. Aitken
Kathleen Donahue
William J. Dawson
Joel Leibow
William Colvin
John White, Jr.
Charles Iuliano
Frances Dawson
  Delores Blevins, Secretary
  George Ackerman, Secretary
  (571-2390)

Bailiffs
Stanford V. Williams, Chief
Walter G. Darrell
Benjamin H. Ellegood, Jr.
Constance H. Harding
William A. Landon
Jean L. Luff
Rita L. McCaffery
John R. Whittington
Arnold L. Williams
William Gibson
Victor Ayala
John K. Truitt
Edward Ksiazek

KENT COUNTY

Thomas Rogers
John Garrity
Madeline Powell

SUSSEX COUNTY

Earl E. Clark
Sydney Hitchens
William L. Marvel

ADDRESSES

Superior Court
Public Building
1020 King Street
Wilmington, DE 19801

Superior Court
Kent County Courthouse
38 The Green
Dover, DE 19901

Superior Court
Sussex County Courthouse
The Circle
Georgetown, DE 19947

SUPERIOR COURT

SUPPORT PERSONNEL (CONTINUED)

PROTHONOTARIES

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Prothonotaries George J. Fisher Dorthy Blythe, Secretary	John H. Shaffer	Lawrence E. Sammons
Chief Deputies Elizabeth O. Richeson Frank D. Vari	Delores A. Chadwick	Carol B. Thomas
Deputies Sharon Agnew Barbara Hrinak Wilma McDowell Raymond Wilson	Suzanne B. Brode	Myrtle E. Shockley Sarah D. Washington
Court Clerks Elda Aubertin Barbara Burris Charles Fitzpatrick Edgar Johnson William MacLaren Paul Reynolds Theresa Snyder Walter Tomlinson Roland Volzone Alice Wilson		
Clerks Rita Casale Hattie Phelan Jacqueline Britt (Federally Funded) Janet Hudson (Federally Funded)	Frances A. Herrold Marie A. Johnson Teresa D. Lindale Rebecca S. Manchester	Myrtle Thomas Barbara Ward
Secretaries Elizabeth Budney Karen Kamalski Catherine Straight		

SUPERIOR COURT

SUPPORT PERSONNEL (CONTINUED)

PROTHONOTARIES (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Account Clerks		
Kenneth Lagowski		
Linda Lawson		
Clerk Typists		
Jamesina Alexander	Debbie A. Donovan	
Sandy Borowski		
Kethleen Buchanan		
Debbie Cronk		
Hattie Cummings		
Althea Desmond		
Carol Duffy		
Thelma Emory		
Margaret Figun		
Patricia Flinn		
Anita Hopes		
Barbara J. Kellam		
Lillian Kemper		
Cynthia Konkiel		
Mary Frances Lofland		
Rita Ogonowski		
Josephine Pribish		
Henrietta Russell		
Jeanette Thomas		
Jean Truszcienski		
Dale Yancey		
Margaret Meding (Federally Funded)		
Mary E. Pitcavage (Federally Funded)		
Virginia Sailer (Federally Funded)		
Belinda Thompson (Federally Funded)		
Elizabeth Turcol (Federally Funded)		

ADDRESSES

Prothonotary
Public Building
1020 King Street
Wilmington, DE 19801
(571-2396, 571-7575)

Prothonotary
Kent County Courthouse
38 The Green
Dover, DE 19901
(678-5328)

Prothonotary
Sussex County Courthouse
The Circle
Georgetown, DE 19947
(856-5559, 856-7701 X235)

SUPERIOR COURT

SUPPORT PERSONNEL (CONTINUED)

SHERIFFS

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Sheriff		
William I. Houghton	George J. Dill	Ray H. Elliott
Chief Deputy		
R. Arline Miller		Stephen E. Rogers
Chief Deputy Sheriff		
Edward F. Bonk, Sr.		
Deputy		
Clara R. Torrence		
Deputy Sheriffs		
Anthony L. Carter, Jr.	Hazel M. Clendaniel	Richard J. Argo
Keith Collins	George D. Hill, Jr.	Sarah B. Murray
Theodore Czerwinski	Richard G. Winchell	Violet P. Pepper
Luther M. Davis		
Mark F. Grandell		
Vincent J. Grillo		
Julia A. Kemp		
Louis E. Moser		
James R. Oborne		
James F. Orth, Jr.		
Frank W. Page		
Lee Smith		
George W. Talley		
Ronald H. Wilson		
John Zewecke		
Accountant		
Francis J. Cole		
Account Clerks		
Frank R. Behringer		
Sophia M. Puit		

SUPERIOR COURT

SUPPORT PERSONNEL (CONTINUED)

NEW CASTLE COUNTY

Secretary
Dorothy P. Talley

Clerk Typists
Connie L. Allen
Diane D. Baker
Kelly A. Holtzlander
Kathleen J. Moore
June C. Seeney
Rose C. Stopyra

SHERIFFS (CONTINUED)

KENT COUNTY

Darla L. Clendaniel

SUSSEX COUNTY

ADDRESSES

Sheriff
Public Building
1020 King Street
Wilmington, DE 19801
(571-7564, 571-7565)

Sheriff
Kent County Courthouse
38 The Green
Dover, DE 19901
(678-3100, X212)

Sheriff
Sussex County Courthouse
The Circle
Georgetown, DE 19947
(856-7701, X240)

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL CASES

	Number of Defendants Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle	1,000	2,243	2,440	803	-197
Kent	322	422	428	316	- 6
Sussex	95	285	318	62	- 33
State	1,417	2,950	3,186	1,181	-236

COMPARISON - FISCAL YEARS 1978-1979
CRIMINAL CASES

FILINGS

	Number of Defendants			
	1978	1979	Change	% Change
New Castle	2,593	2,243	-350	-13.5%
Kent	357	422	+ 65	+18.2%
Sussex	343	285	- 58	-16.9%
State	3,293	2,950	-343	-10.4%

DISPOSITIONS

	Number of Defendants			
	1978	1979	Change	% Change
New Castle	2,698	2,440	-258	- 9.6%
Kent	330	428	+ 98	+29.7%
Sussex	442	318	-124	-28.1%
State	3,470	3,186	-284	- 8.2%

PENDING AT END OF YEAR

	Number of Defendants			
	1978	1979	Change	% Change
New Castle	1,000	803	-197	-19.7%
Kent	322	316	- 6	- 1.9%
Sussex	95	62	- 33	-34.7%
State	1,417	1,181	-236	-16.7%

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL FILINGS
EXPLANATORY NOTES

1. All figures represent numbers of defendants only; they should not be confused with numbers of indictments, numbers of cases, criminal action numbers, or any other such figures.

2. A defendant is defined as an individual named in an indictment, so that an individual named in 3 indictments is counted as 3 defendants. An individual with a consecutively-numbered series of informations, appeals, or transfers filed on the same day is counted as one defendant

3. In Kent County only, each charge indicted against each defendant is returned as a separate indictment. Due to this practice, each person indicted at a Grand Jury session is counted as one defendant, no matter how many charges are indicted against that defendant, and without regard to later actions of the Attorney General which lead to separate trials.

4. Informations represent defendants who have waived indictment.

5. Transfers are defendants brought before the Court of Common Pleas in New Castle County who request jury trials. Since the Court of Common Pleas in Kent and Sussex Counties itself holds jury trials, there are no transfers in those 2 counties.

6. Although New Informations are given separate criminal action numbers by Superior Court, they are not counted in these figures since they represent amendments to charges facing defendants already pending before the court, not new defendants. Inclusion of New Informations as filings whould artifically inflate the number of defendants filed in any time period.

7. Reinstatements represent defendants who have had their cases disposed of who are brought back before Superior Court for one of the following reasons:
   -Mistrial
   -Hung Jury
   -Motion for new trial granted
   -Guilty plea withdrawn
   -Lower court appeal reinstated after being dismissed
   -Conviction overturned by Supreme Court; remanded to Superior Court for new trial

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL FILINGS

NEW CASTLE

# of Defendants brought to Superior Court By:

Month	Indictment	Information	Appeal	Transfer	Reinstatement	TOTALS
July 1978	107	4	14	19	11	155
August 1978	158	3	13	21	2	197
September 1978	106	9	16	30	4	165
October 1978	227	3	14	21	5	270
November 1978	134	6	17	20	6	183
December 1978	102	3	10	18	10	143
January 1979	114	5	16	24	5	164
February 1979	114	7	15	26	14	176
March 1979	78	36	15	24	3	156
April 1979	119	42	10	12	7	190
May 1979	187	50	10	18	7	272
June 1979	100	30	14	25	3	172
TOTALS	1,546	198	164	258	77	2,243
Percentage of Total:	68.9%	8.8%	7.3%	11.5%	3.4%	100.0%

KENT

# of Defendants brought to Superior Court By:

Month	Indictment	Information	Appeal	Reinstatement	TOTALS
July 1978	35	0	2	0	37
August 1978	34	0	3	0	37
September 1978	35	1	1	0	37
October 1978	34	2	1	0	37
November 1978	45	0	2	1	48
December 1978	18	2	3	2	25
January 1979	37	3	3	1	44
February 1979	30	6	2	1	39
March 1979	20	3	0	3	26
April 1979	27	0	1	1	29
May 1979	27	0	3	0	30
June 1979	28	4	0	1	33
TOTALS	370	21	21	10	422
Percentage of Total:	87.7%	5.0%	5.0%	2.4%	100.0%

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL FILINGS

SUSSEX

Month	# of Defendants brought to Superior Court By: Indictment	Information	Appeal	Reinstatement	TOTALS
July 1978	23	1	1	0	25
August 1978	13	1	3	0	17
September 1978	36	0	4	1	41
October 1978	27	2	2	1	32
November 1978	24	4	2	0	30
December 1978	19	1	6	0	26
January 1979	26	3	2	0	31
February 1979	22	4	2	0	28
March 1979	12	2	3	0	17
April 1979	6	1	5	0	12
May 1979	8	4	3	0	15
June 1979	8	0	3	0	11
TOTALS	224	23	36	2	285
Percentage of Total:	78.6%	8.1%	12.6%	0.7%	100.0%

STATE

Month	# of Defendants brought to Superior Court By: Indictment	Information	Appeal	Transfer	Reinstatement	TOTALS
July 1978	165	5	17	19	11	217
August 1978	205	4	19	21	2	251
September 1978	177	10	21	30	5	243
October 1978	288	7	17	21	6	339
November 1978	203	10	21	20	7	261
December 1978	139	6	19	18	12	194
January 1979	177	11	21	24	6	239
February 1979	166	17	19	26	15	243
March 1979	110	41	18	24	6	199
April 1979	152	43	16	12	8	231
May 1979	222	54	16	18	7	317
June 1979	136	34	17	25	4	216
TOTALS	2,140	242	221	258	89	2,950
Percentage of Total:	72.5%	8.2%	7.5%	8.7%	3.0%	100.0%

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
EXPLANATORY NOTES

1. All figures represent numbers of defendants only; they should not be confused with numbers of cases, criminal action numbers, or any other such figures.

2. A defendant is defined as an individual named in an indictment; an individual named in three indictments is counted as 3 defendants. An individual with a consecutively-numbered series of informations, appeals, or transfers filed on the same day is counted as one defendant.

3. The trial dispositions refer to the number of defendants whose charges were disposed of at a trial, not the number of trials per se. The date of disposition is the trial date, unless the decision is reserved, in which case it is the date when the opinion is handed down.

4. A defendant is counted as being disposed of by nolle prosequi only if all charges in an indictment or information or all charges transferred or appealed simultaneously are dropped. If a defendant pleads guilty to one charge in an indictment, and other charges in the same indictment are then nol-prossed, that defendant is considered to have been disposed of by guilty plea, and his disposition date is the date of the plea.

5. Defendants are not counted as disposed of by nol-pros if the nolle prosequi was filed to an original charge because the defendant entered a guilty plea to a New Information. Since the New Information is a further action in an existing case and is not counted as a separate filing, so also the nol-pros is not the primary disposition. Counting a defendant as nol-prossed and as having entered a plea to a new information would mean counting two dispositions for one case.

6. Only nol-prosses filed for defendants who were actually brought before Superior Court by indictment, information, appeal, transfer, or reinstatement are counted in the total number of Superior Court dispositions. Nolle prosequis of unindicted defendants are listed separately because such defendants were never formally before the Superior Court. Counting them as dispositions would be erroneously counting dispositions for cases which were never filed.

7. Remands are defendants who appealed or transferred their cases to Superior Court and had them remanded back to lower court.

8. ADRR's and remands do not constitute the dispositions of all appeals that are filed; some are disposed of by trial de novo, plea, or nolle prosequi.

EXPLANATORY NOTES (CONTINUED)

9. Other types of dispositions include consolidations and diversions. A consolidation represents a single individual who is indicted separately on different charges but whose charges are consolidated to be tried together. Thus an individual indicted in January and again in February, and who is counted as two filings, who has the charges tried together will receive one trial disposition and one consolidation disposition. Diversions represent those defendants who are charged with driving under the influence and are first time offenders. The defendants elect to enroll in a rehabilitation program and waive their right to a speedy trial. If the individual satisfactorily completes the program and pays all fees, the driving under the influence charge will be nolle prossed.

10. Unindicted nolle prosequis are felony or drug defendants who were arrested and were bound over to Superior Court by a lower court either because probable cause was found or because the defendant waived preliminary hearing. The Attorney General then decided not to seek indictment or the grand jury ignored the indictment and a nolle prosequi was filed. Unindicted nolle prosequis are not counted as dispositions because they are not counted as filings until an indictment or information is filed.

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS

NEW CASTLE

# of Defendants Disposed Of By:

Month	Trial	Guilty Plea	Nolle Prosequi	Dismissal	ADRR	Remand	Other	TOTALS	Unindicted Nolle Prosequi
July 1978	30	108	50	3	6	0	0	197	17
August 1978	18	100	30	1	3	0	0	152	10
September 1978	24	128	48	3	3	1	0	207	20
October 1978	28	86	77	0	6	0	0	197	15
November 1978	21	112	60	2	5	0	0	200	12
December 1978	20	88	71	1	4	0	0	184	30
January 1979	23	158	47	2	4	0	2	236	7
February 1979	27	62	54	3	2	0	0	148	8
March 1979	29	122	73	1	6	0	1	232	16
April 1979	23	138	67	2	1	0	2	233	21
May 1979	14	173	35	4	4	0	2	232	15
June 1979	20	136	58	3	5	0	0	222	16
TOTALS	277	1,411	670	25	49	1	7	2,440	187
Percentage of Total:	11.3%	57.0%	27.5%	1.0%	2.0%	0.1%	0.3%	100.0 %	

ADRR = Appeal Dismissed, Record Remanded

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS

KENT

# of Defendants Disposed Of By:

Month	Trial	Guilty Plea	Nolle Prosequi	Dismissal	ADRR	Remand	Other	TOTALS	Unindicted Nolle Prosequi
July 1978	2	8	0	0	0	0	0	10	2
August 1978	2	0	1	0	0	0	0	3	0
September 1978	3	58	6	0	1	0	0	68	3
October 1978	6	44	6	0	0	0	0	56	2
November 1978	0	18	3	0	0	2	0	23	0
December 1978	6	10	3	0	1	1	0	21	2
January 1979	2	40	14	1	0	0	0	57	0
February 1979	0	10	0	1	0	0	0	11	2
March 1979	6	66	13	0	0	0	0	85	3
April 1979	3	19	11	0	0	0	0	33	2
May 1979	3	13	6	0	1	0	0	23	0
June 1979	1	31	6	0	0	0	0	38	5
TOTALS	34	317	69	2	3	3	0	428	21
Percentage of Total:	7.9%	74.1%	16.1%	0.5%	0.7%	0.7%	0.0%	100.0%	

ADRR = Appeal Dismissed, Record Remanded

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS

SUSSEX

Month	# of Defendants Disposed Of By:								
	Trial	Guilty Plea	Nolle Prosequi	Dismissal	ADRR	Remand	Other	TOTALS	Unindicted Nolle Prosequi
July 1978	3	12	1	0	0	0	0	16	2
August 1978	2	17	4	1	1	0	0	25	1
September 1978	1	19	5	0	1	0	0	26	4
October 1978	0	27	7	0	0	0	0	34	1
November 1978	4	24	4	2	0	0	0	34	4
December 1978	0	16	5	0	0	0	0	21	10
January 1979	4	24	10	0	0	0	0	38	6
February 1979	1	25	4	0	0	0	0	30	4
March 1979	1	26	8	0	0	0	0	35	0
April 1979	2	11	4	1	0	1	0	19	6
May 1979	0	21	2	0	1	0	0	24	3
June 1979	1	12	3	0	0	0	0	16	8
TOTALS	19	234	57	4	3	1	0	318	49
Percentage of Total:	6.0%	73.6%	17.9%	1.3%	0.9%	0.3%	0.0%	100.0%	

ADRR = Appeal Dismissed, Record Remanded

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS

STATE

# of Defendants Disposed Of By:

Month	Trial	Guilty Plea	Nolle Prosequi	Dismissal	ADRR	Remand	Other	TOTALS	Unindicted Nolle Prosequi
July 1978	35	128	51	3	6	0	0	223	21
August 1978	22	117	35	2	4	0	0	180	11
September 1978	28	205	59	3	5	1	0	301	27
October 1978	34	157	90	0	6	0	0	287	18
November 1978	25	154	67	4	5	2	0	257	16
December 1978	26	114	79	1	5	1	0	226	42
January 1979	29	222	71	3	4	0	2	331	13
February 1979	28	97	58	4	2	0	0	189	14
March 1979	36	214	94	1	6	0	1	352	19
April 1979	28	168	82	3	1	1	2	285	29
May 1979	17	207	43	4	6	0	2	279	18
June 1979	22	179	67	3	5	0	0	276	29
TOTALS	330	1,962	796	31	55	5	7	3,186	257
Percentage of Total:	10.4%	61.6%	25.0%	1.0%	1.7%	0.2%	0.2%	100.0%	

ADRR = Appeal Dismissed, Record Remanded

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
TRIAL DISPOSITIONS - PART ONE

	# of Defendants Disposed of By:						# of Defendants:							
	Jury Trial		Non-Jury Trial		Total		Guilty		Not Guilty		No Final Disposition*		Total	
New Castle	[illegible]0	90.3%	27	9.7%	277	100.0%	188	67.9%	58	20.9%	31	11.2%	277	100.0%
Kent	24	70.6%	10	29.4%	34	100.0%	28	82.4%	6	17.6%	0	0.0%	34	100.0%
Sussex	6	31.6%	13	68.4%	19	100.0%	11	57.9%	8	42.1%	0	0.0%	19	100.0%
State	280	84.8%	50	15.2%	330	100.0%	227	68.8%	72	21.8%	31	9.4%	330	100.0%

*Hung juries and mistrials.

TRIAL DISPOSITIONS - PART TWO

	# of Defendants Disposed of By: Jury Trial									Non-Jury Trial							
	Guilty	Guilty-LIO	Pled Guilty at Trial	Pled Guilty-LIO at Trial	Not Guilty	Dismissal at Trial	Nolle Prosequi At Trial	Hung Jury	Mistrial	Guilty	Guilty-LIO	Pled Guilty at Trial	Pled Guilty-LIO at Trial	Not Guilty	Directed Verdict of Acquittal	Nolle Prosequi at Trial	TOTALS
New Castle	112	24	21	14	34	10	4	20	11	17	0	0	0	9	0	1	277
Kent	15	0	3	3	1	0	2	0	0	6	0	1	0	3	0	0	34
Sussex	3	0	0	0	3	0	0	0	0	7	1	0	0	4	1	0	19
State	130	24	24	17	38	10	6	20	11	30	1	1	0	16	1	1	330

LIO = Lesser Included Offense

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
GUILTY PLEA DISPOSITIONS
EXPLANATORY NOTES

1. "PG-All" means that the defendant pled guilty to every charge facing him. These pleas of guilty are the only ones not plea-bargained.

2. "PG-Most Serious" indicates that the defendant pled guilty to the major charge of a multi-count indictment, appeal, transfer, or reinstatement.

3. "PG-LIO" denotes that a defendant pled guilty to a lesser included offense of the most serious charge. Pleas of guilty to amended informations are counted in with the PG-LIO's.

4. "PG-Lesser" indicates a plea of guilty to a lesser charge of the same indictment or other filing.

5. "PG-LIO Lesser" means that the defendant pled guilty to a lesser included offense of a lesser charge of a multi-count indictment or other filing. This is the weakest type of plea.

6. "PG-NI" indicates that a defendant pled guilty to a new information - always a less serious charge than the original one.

7. "PG-Information" denotes a defendant who waived indictment and pled guilty to an information filed by the Attorney General. This is always a reduced charge.

8. A plea of nolo contendere is considered to be the equivalent of a guilty plea; e.g., a plea of nolo contendere to an LIO is counted in with the PG-LIO's.

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS

GUILTY PLEA DISPOSITIONS

	# of Defendants Who: PG-All		PG-Most Serious		PG-LIO		PG-Lesser		PG-LIO-Lesser		PG-NI		PG-Information		TOTALS	
New Castle	123	8.7%	416	29.5%	430	30.5%	145	10.3%	24	1.7%	72	5.1%	201	14.2%	1,411	100.0%
Kent	53	16.7%	91	28.7%	101	31.9%	38	12.0%	17	5.4%	1	0.3%	16	5.0%	317	100.0%
Sussex	28	12.0%	38	16.2%	137	58.5%	8	3.4%	7	3.0%	4	1.7%	12	5.1%	234	100.0%
State	204	10.4%	545	27.8%	668	34.0%	191	9.7%	48	2.4%	77	3.9%	229	11.7%	1,962	100.0%

NOLLE PROSEQUI DISPOSITIONS - PART ONE*

	# of Defendants With Nolle Prosequis by Special Condition**		# of Defendants With Nolle Prosequis by Merit#		Total # of Defendants With Nolle Prosequis	
New Castle	306	45.7%	364	54.3%	670	100.0%
Kent	13	18.8%	56	81.2%	69	100.0%
Sussex	9	15.8%	48	84.2%	57	100.0%
State	328	41.2%	468	58.8%	796	100.0%

*Nolle prosequis for indicted defendants only.

**Nolle prosequis by special condition for Kent and Sussex Counties were determined by using the standards for plea-related nolle prosequis.

#Nolle prosequis by merit for Kent and Sussex Counties were determined by using the standards for non-plea related nolle prosequis.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
NOLLE PROSEQUI DISPOSITIONS - PART TWO*

	Number of Defendants With Nolle Prosequis by Special Condition								Number of Defendants With Nolle Prosequis by Merit											
	Guilty of Other Charges, Different Indictment	Tried on Same Charges, Other Court	Reindicted	Placed on AG's Probation	Restitution	Placed in Custody of Other Jurisdiction	Indicted on Other Charges	Without Prejudice	Codefendant Guilty	Granted Immunity, AG's Witness	Defense Valid	Prosecutive Merit	Police Problems	Victim/Witness Availability/Deceased	Victim/Witness Attitude/Credibility	Due Process	Insufficient Evidence	Evidence Related	Other	TOTALS
New Castle	133	16	47	85	3	8	10	4	4	4	2	72	2	60	27	5	159	7	22	670
Kent	Not Available								Not Available											69
Sussex	Not Available								Not Available											57
State	Not Available								Not Available											796

*Nolle prosequis for indicted defendants only.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
DISPOSITIONS BY OFFENSE TYPE

NEW CASTLE

# of Defendants Disposed of By:

	Trial				Guilty					
Offense	G	NG	NFD	Total	Plea	NP	Dismissal	ADRR	Remand*	TOTALS
Crimes of Violence										
Murder 1st	7	2	5	14	5	1	0	0	0	20
Murder 2nd	7	0	0	7	4	2	0	0	0	13
Manslaughter	0	0	0	0	3	0	0	0	0	3
Criminally Negligent Homicide	1	0	0	1	5	3	1	0	0	10
Attempted Murder 1st/2nd	6	1	1	8	7	3	0	0	0	18
Assault 1st	9	5	2	16	35	16	0	0	0	67
Assault 2nd	7	2	2	11	36	20	3	0	0	70
Reckless Endangering 1st	3	1	0	4	27	8	0	0	0	39
Rape 1st	6	1	0	7	4	1	0	0	0	12
Rape 2nd	4	1	1	6	8	3	0	0	0	17
Sodomy 1st/2nd	0	0	0	0	5	2	0	0	0	7
Kidnapping 1st/2nd	2	0	0	2	6	4	0	0	0	12
Robbery 1st	17	0	2	19	35	29	0	0	0	83
Robbery 2nd	3	4	2	9	25	18	0	0	0	52
Drug Offenses										
Delivery	9	0	0	9	75	24	2	0	0	110
Possession W/Intent to Deliver	4	0	1	5	27	8	2	0	0	42
Possession NN Schedule I	0	0	0	0	35	16	0	0	0	51
Other Drug Offenses	4	1	1	6	32	24	2	0	0	64
Other Grand Jury Offenses										
Burglary 1st/2nd/3rd	22	9	1	32	242	106	2	0	0	382
Theft/Shoplifting/RSP/Forgery	25	9	3	37	351	121	3	0	0	512
All Weapons Offenses	5	3	1	9	71	32	0	0	2	114
Other Grand Jury Offenses	14	3	7	24	214	72	3	0	0	313
Appeal and Transfer Cases										
DUI/CUI	1	0	0	1	41	1	0	5	4	52
Other Traffic Offenses	11	10	1	22	74	52	4	32	0	184
Non-Traffic Offenses	21	6	1	28	44	104	3	12	2	193
TOTALS	188	58	31	277	1,411	670	25	49	8	2,440

G = Guilty
NG = Not Guilty
NFD = No Final Disposition (Hung Juries, Mistrials)
NP = Nolle Prosequi
ADRR = Appeal Dismissed, Recorded Remanded
NN = Non-Narcotic
RSP = Receiving Stolen Property
DUI/CUI = Driving Under the Influence/Control Under the Influence
*Includes Diversions and Consolidations

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
DISPOSITIONS BY OFFENSE TYPE

KENT

# of Defendants Disposed of By:

	Trial				Guilty					
Offense	G-NG-NFD			Total	Plea	NP	Dismissal	ADRR	Remand	TOTALS
Crimes of Violence										
Murder 1st	0	0	0	0	0	0	0	0	0	0
Murder 2nd	0	0	0	0	1	0	0	0	0	1
Manslaughter	0	0	0	0	0	0	0	0	0	0
Criminally Negligent Homicide	0	0	0	0	4	0	0	0	0	4
Attempted Murder 1st/2nd	0	0	0	0	0	0	0	0	0	0
Assault 1st	0	0	0	0	7	1	0	0	0	8
Assault 2nd	2	1	0	3	16	7	0	0	0	26
Reckless Endangering 1st	0	0	0	0	7	2	0	0	0	9
Rape 1st	1	0	0	1	4	1	0	0	1	7
Rape 2nd	1	0	0	1	2	1	0	0	0	4
Sodomy 1st/2nd	0	0	0	0	0	0	0	0	0	0
Kidnapping 1st/2nd	2	0	0	2	2	0	1	0	0	5
Robbery 1st	3	0	0	3	13	2	0	0	0	18
Robbery 2nd	0	0	0	0	6	2	0	0	2	10
Drug Offenses										
Delivery	0	0	0	0	9	2	0	0	0	11
Possession W/Intent to Deliver	0	0	0	0	4	1	0	0	0	5
Possession NN Schedule I	0	0	0	0	5	0	0	0	0	5
Other Drug Offenses	0	0	0	0	7	1	0	0	0	8
Other Grand Jury Offenses										
Burglary 1st/2nd/3rd	5	0	0	5	82	7	0	0	0	94
Theft/Shoplifting/RSP/Forgery	4	2	0	6	75	14	0	0	0	95
All Weapons Offenses	5	1	0	6	20	7	0	0	0	33
Other Grand Jury Offenses	2	0	0	2	42	12	1	0	0	57
Appeal and Transfer Cases										
DUI/CUI	1	0	0	1	1	1	0	0	0	3
Other Traffic Offenses	2	2	0	4	10	7	0	2	0	23
Non-Traffic Offenses	0	0	0	0	0	1	0	1	0	2
TOTALS	28	6	0	34	317	69	2	3	3	428

NFD = No Final Disposition (Hung Juries, Mistrials)
G = Guilty
NG = Not Guilty
NP = Nolle Prosequi
ADRR = Appeals Dismissed, Recorded Remanded
NN = Non-Narcotic
RSP = Receiving Stolen Property
DUI/CUI = Driving Under the Influence/Control Under the Influence

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
DISPOSITIONS BY OFFENSE TYPE

SUSSEX

# of Defendants Disposed of By:

Offense	Trial G	NG	NFD	Total	Guilty Plea	NP	Dismissal	ADRR	Remand	TOTALS
Crimes of Violence										
Murder 1st	2	0	0	2	3	1	0	0	0	6
Murder 2nd	0	1	0	1	1	0	0	0	0	2
Manslaughter	0	0	0	0	7	0	0	0	0	7
Criminally Negligent Homicide	0	0	0	0	2	0	0	0	0	2
Attempted Murder 1st/2nd	0	0	0	0	1	0	0	0	0	1
Assault 1st	0	0	0	0	12	2	0	0	0	14
Assault 2nd	0	1	0	1	10	3	1	0	0	15
Reckless Endangering 1st	0	0	0	0	10	5	0	0	0	15
Rape 1st	1	0	0	1	3	0	0	0	0	4
Rape 2nd	0	0	0	0	1	0	0	0	1	2
Sodomy 1st/2nd	0	0	0	0	1	0	0	0	0	1
Kidnapping 1st/2nd	0	0	0	0	0	0	0	0	0	0
Robbery 1st	1	0	0	1	13	0	0	0	0	14
Robbery 2nd	0	1	0	1	4	0	0	0	0	5
Drug Offenses										
Delivery	0	0	0	0	4	2	1	0	0	7
Possession W/Intent to Deliver	0	0	0	0	7	0	0	0	0	7
Possession NN Schedule I	0	0	0	0	4	1	0	0	0	5
Other Drug Offenses	0	0	0	0	7	2	0	0	0	9
Other Grand Jury Offenses										
Burglary 1st/2nd/3rd	1	3	0	4	60	10	0	0	0	74
Theft/Shoplifting/RSP/Forgery	1	1	0	2	46	9	0	0	0	57
All Weapons Offenses	1	0	0	1	3	4	0	0	0	8
Other Grand Jury Offenses	2	1	0	3	17	5	1	0	0	26
Appeal and Transfer Cases										
DUI/CUI	0	0	0	0	6	1	0	0	0	7
Other Traffic Offenses	1	0	0	1	11	6	0	2	0	20
Non-Traffic Offenses	1	0	0	1	1	6	1	1	0	10
TOTALS	11	8	0	19	234	57	4	3	1	318

NFD = No Final Disposition (Hung Juries, Mistrials)
G = Guilty
NG = Not Guilty
NP = Nolle Prosequi
ADRR = Appeal Dismissed, Recorded Remanded
NN = Non-Narcotic
RSP = Receiving Stolen Property
DUI/CUI = Driving Under the Influence/Control Under the Influence

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL DISPOSITIONS
DISPOSITIONS BY OFFENSE TYPE

STATE

# of Defendants Disposed of By:

Offense	Trial G	Trial NG	Trial NFD	Trial Total	Guilty Plea	NP	Dismissal	ADRR	Remand*	TOTALS
Crimes of Violence										
Murder 1st	9	2	5	16	8	2	0	0	0	26
Murder 2nd	7	1	0	8	6	2	0	0	0	16
Manslaughter	0	0	0	0	10	0	0	0	0	10
Criminally Negligent Homicide	1	0	0	1	11	3	1	0	0	16
Attempted Murder 1st/2nd	6	1	1	8	8	3	0	0	0	19
Assault 1st	9	5	2	16	54	19	0	0	0	89
Assault 2nd	9	4	2	15	62	30	4	0	0	111
Reckless Endangering 1st	3	1	0	4	44	15	0	0	0	63
Rape 1st	8	1	0	9	11	2	0	0	1	23
Rape 2nd	5	1	1	7	11	4	0	0	1	23
Sodomy 1st/2nd	0	0	0	0	6	2	0	0	0	8
Kidnapping 1st/2nd	4	0	0	4	8	4	1	0	0	17
Robbery 1st	21	0	2	23	61	31	0	0	0	115
Robbery 2nd	3	5	2	10	35	20	0	0	2	67
Drug Offenses										
Delivery	9	0	0	9	88	28	3	0	0	128
Possession W/Intent to Deliver	4	0	1	5	38	9	2	0	0	54
Possession NN Schedule I	0	0	0	0	44	17	0	0	0	61
Other Drug Offenses	4	1	1	6	46	27	2	0	0	81
Other Grand Jury Offenses										
Burglary 1st/2nd/3rd	28	12	1	41	384	123	2	0	0	550
Theft/Shoplifting/RSP/Forgery	30	12	3	45	472	144	3	0	0	664
All Weapons Offenses	11	4	1	16	94	43	0	0	2	155
Other Grand Jury Offenses	18	4	7	29	273	89	5	0	0	396
Appeal and Transfer Cases										
DUI/CUI	2	0	0	2	48	3	0	5	4	62
Other Traffic Offenses	14	12	1	27	95	65	4	36	0	227
Non-Traffic Offenses	22	6	1	29	45	111	4	14	2	205
TOTALS	227	72	31	330	1,962	796	31	55	12	3,186

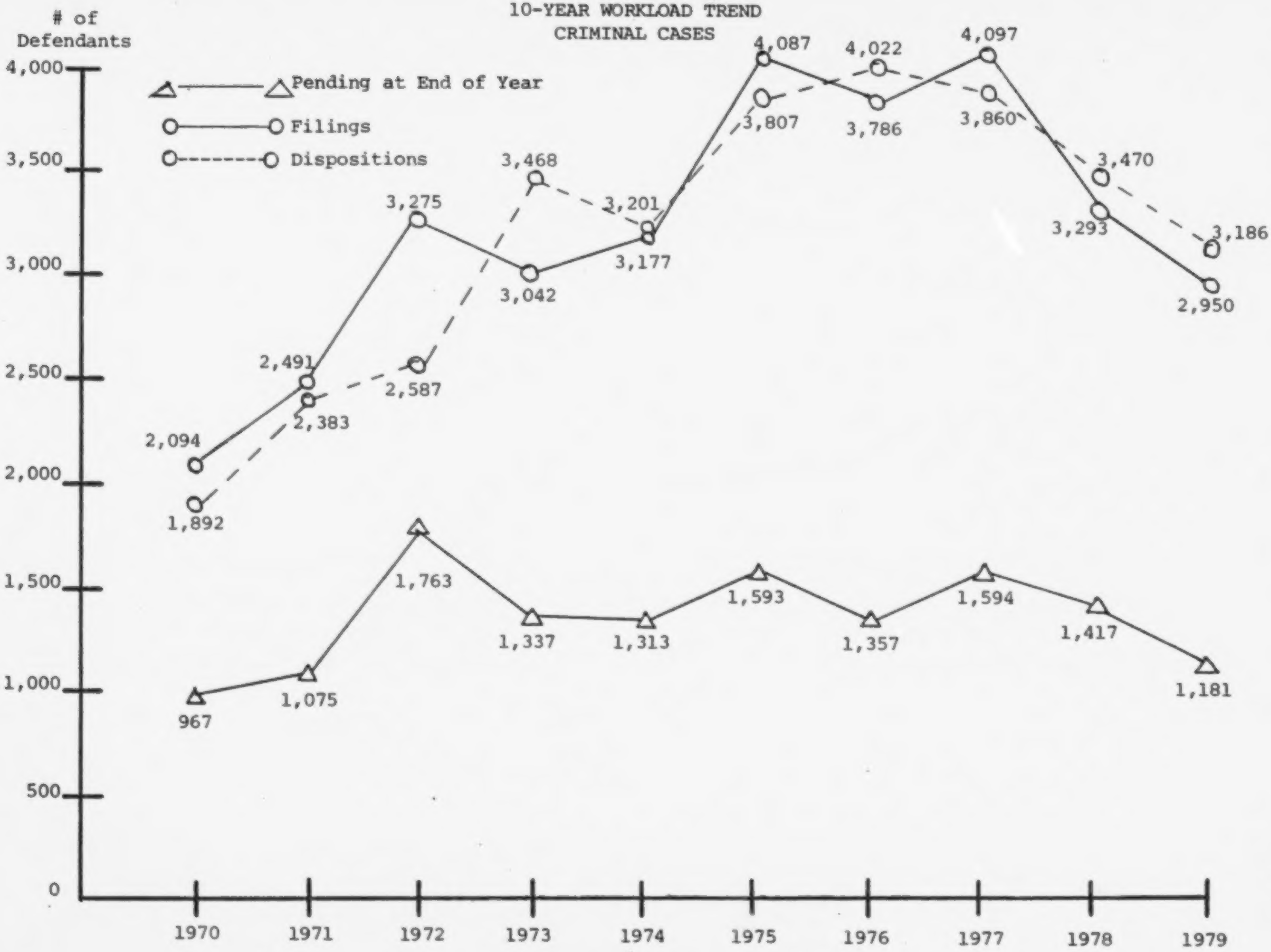
NFD = No Final Disposition (Hung Juries, Mistrials)
G = Guilty
NG = Not Guilty
NP = Nolle Prosequi
ADRR = Appeal Dismissed, Recorded Remanded
NN = Non-Narcotic
RSP = Receiving Stolen Property
DUI/CUI = Driving Under the Influence/Control Under the Influence

*Includes diversions and consolidations

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

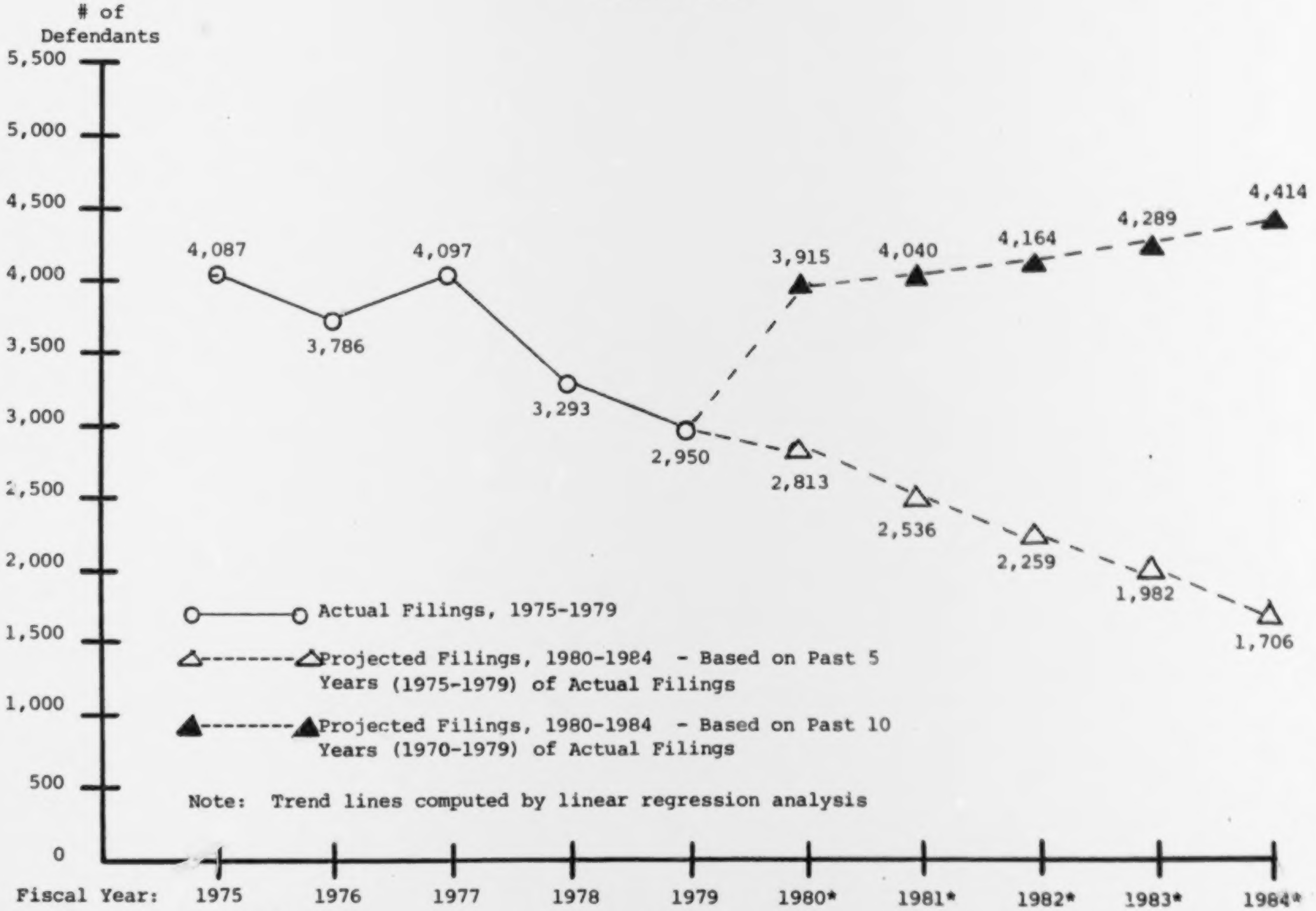
10-YEAR WORKLOAD TREND
CRIMINAL CASES



Source: Administrative Office of the Courts

SUPERIOR COURT

5-YEAR WORKLOAD PROJECTIONS
CRIMINAL CASES



*Projected

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL TRIAL ACTIVITY

	# of Jury Trials		# of Non-Jury Trials		Total # of Trials		Days In Trial	Average Length Per Trial
New Castle	250	90.3%	27	9.7%	277	100.0%	507½	1.83
Kent	23	76.7%	7	23.3%	30	100.0%	46	1.53
Sussex	6	33.3%	12	66.7%	18	100.0%	20½	1.14
State	279	85.8%	46	14.2%	325	100.0%	574	1.77

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
PERFORMANCE ANALYSIS
EXPLANATORY NOTES

1. The Speedy Trial Directive of Chief Justice Daniel L. Herrmann states that all criminal defendants brought before Superior Court should be tried within 120 days of arrest.

2. The Elapsed Time charts measure the average and median time intervals between arrest and disposition, and the average and median time intervals between indictment and disposition. Since Superior Court cases do not all originate by indictment, it is not possible to subtract the figures for indictment to disposition from the figures for arrest to disposition to determine preindictment time intervals.

3. In measuring the elapsed time of defendants for the purposes of computing compliance with speedy trial directives or average elapsed time, Superior Court excludes the following time intervals:

   a. For all capiases, the time between the date the capias is issued and the date the capias is executed.

   b. In the case of arraignment capiases, the interval between the execution of the capias and arraignment.

   c. In the case of trial capiases, the time between execution of the capias and the first scheduled trial date.

   d. For all Rule 9 Summonses and Rule 9 Warrants, the time between arrest and indictment, if any.

   e. In the case of Rule 9 Warrants, the interval between indictment and arrest.

   f. In the case of Rule 9 Summonses which are superseded by Rule 9 Warrants, the full interval between indictment and arrest.

   g. For all nolle prosequis, all time between the scheduled trial date and the actual filing date of the nolle prosequi.

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL PERFORMANCE
COMPLIANCE WITH 120-DAY SPEEDY TRIAL MANDATE

NEW CASTLE

Month	# of Defendants Disposed of Within 120 Days of Arrest		# of Defendants Disposed of 121 Days or More After Arrest		Total # of Defendants Disposed of	
July 1978	170	86.3%	27	13.7%	197	100.0%
August 1978	134	88.2%	18	11.8%	152	100.0%
September 1978	178	86.0%	29	14.0%	207	100.0%
October 1978	161	81.7%	36	18.3%	197	100.0%
November 1978	176	88.0%	24	12.0%	200	100.0%
December 1978	156	84.8%	28	15.2%	184	100.0%
January 1979	207	87.7%	29	12.3%	236	100.0%
February 1979	116	78.4%	32	21.6%	148	100.0%
March 1979	201	86.6%	31	13.4%	232	100.0%
April 1979	192	82.4%	41	17.6%	233	100.0%
May 1979	205	88.4%	27	11.6%	232	100.0%
June 1979	195	87.8%	27	12.2%	222	100.0%
TOTALS	2,091	85.7%	349	14.3%	2,440	100.0%

KENT

Month	# of Defendants Disposed of Within 120 Days of Arrest		# of Defendants Disposed of 121 Days or More After Arrest		Total # of Defendants Disposed of	
July 1978	2	20.0%	8	80.0%	10	100.0%
August 1978	2	66.7%	1	33.3%	3	100.0%
September 1978	35	51.5%	33	48.5%	68	100.0%
October 1978	34	60.7%	22	39.3%	56	100.0%
November 1978	16	69.9%	7	30.4%	23	100.0%
December 1978	8	38.1%	13	61.9%	21	100.0%
January 1979	38	66.7%	19	33.3%	57	100.0%
February 1979	8	72.7%	3	27.3%	11	100.0%
March 1979	53	62.4%	32	37.6%	85	100.0%
April 1979	20	60.6%	13	39.4%	33	100.0%
May 1979	19	82.6%	4	17.4%	23	100.0%
June 1979	33	86.8%	5	13.2%	38	100.0%
TOTALS	268	62.6%	160	37.4%	428	100.0%

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL PERFORMANCE
COMPLIANCE WITH 120-DAY SPEEDY TRIAL MANDATE

SUSSEX

Month	# of Defendants Disposed of Within 120 Days of Arrest		# of Defendants Disposed of 121 Days or More After Arrest		Total # of Defendants Disposed of	
July 1978	12	75.0%	4	25.0%	16	100.0%
August 1978	21	84.0%	4	16.0%	25	100.0%
September 1978	19	73.1%	7	26.9%	26	100.0%
October 1978	30	88.2%	4	11.8%	34	100.0%
November 1978	30	88.2%	4	11.8%	34	100.0%
December 1978	20	95.2%	1	4.8%	21	100.0%
January 1979	34	89.5%	4	10.5%	38	100.0%
February 1979	28	93.3%	2	6.7%	30	100.0%
March 1979	30	85.7%	5	14.3%	35	100.0%
April 1979	16	84.2%	3	15.8%	19	100.0%
May 1979	24	100.0%	0	0.0%	24	100.0%
June 1979	13	81.2%	3	18.8%	16	100.0%
TOTALS	277	87.1%	41	12.9%	318	100.0%

STATE

Month	# of Defendants Disposed of Within 120 Days of Arrest		# of Defendants Disposed of 121 Days or More After Arrest		Total # of Defendants Disposed of	
July 1978	184	82.5%	39	17.5%	223	100.0%
August 1978	157	87.2%	23	12.8%	180	100.0%
September 1978	232	77.1%	69	22.9%	301	100.0%
October 1978	225	78.4%	62	21.6%	287	100.0%
November 1978	222	86.4%	35	13.6%	257	100.0%
December 1978	184	81.4%	42	18.6%	226	100.0%
January 1979	279	84.3%	52	15.7%	331	100.0%
February 1979	152	80.4%	37	19.6%	189	100.0%
March 1979	284	80.7%	68	19.3%	352	100.0%
April 1979	228	80.0%	57	20.0%	285	100.0%
May 1979	248	88.9%	31	11.1%	279	100.0%
June 1979	241	87.3%	35	12.7%	276	100.0%
TOTALS	2,636	82.7%	550	17.3%	3,186	100.0%

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL PERFORMANCE
ELAPSED TIME

NEW CASTLE

Month	Average Elapsed Time from Arrest to Disposition*	Median Elapsed Time from Arrest to Disposition*	Average Elapsed Time from Indictment to Disposition**	Median Elapsed Time from Indictment to Disposition**
July 1978	80.4 days	66.0 days	56.4 days	41.0 days
August 1978	80.4	70.0	56.1	49.0
September 1978	89.1	70.0	64.5	48.0
October 1978	87.4	70.0	63.1	42.0
November 1978	74.2	68.0	52.1	43.0
December 1978	80.4	67.5	57.3	40.0
January 1979	79.4	69.0	56.3	43.5
February 1979	90.7	65.5	71.1	43.5
March 1979	74.9	62.5	52.9	37.0
April 1979	82.4	65.0	60.9	49.0
May 1979	92.8	56.5	73.1	33.0
June 1979	80.6	61.0	60.0	38.0
TOTALS	82.6 days	65.5 days #	60.2 days	42.0 days #

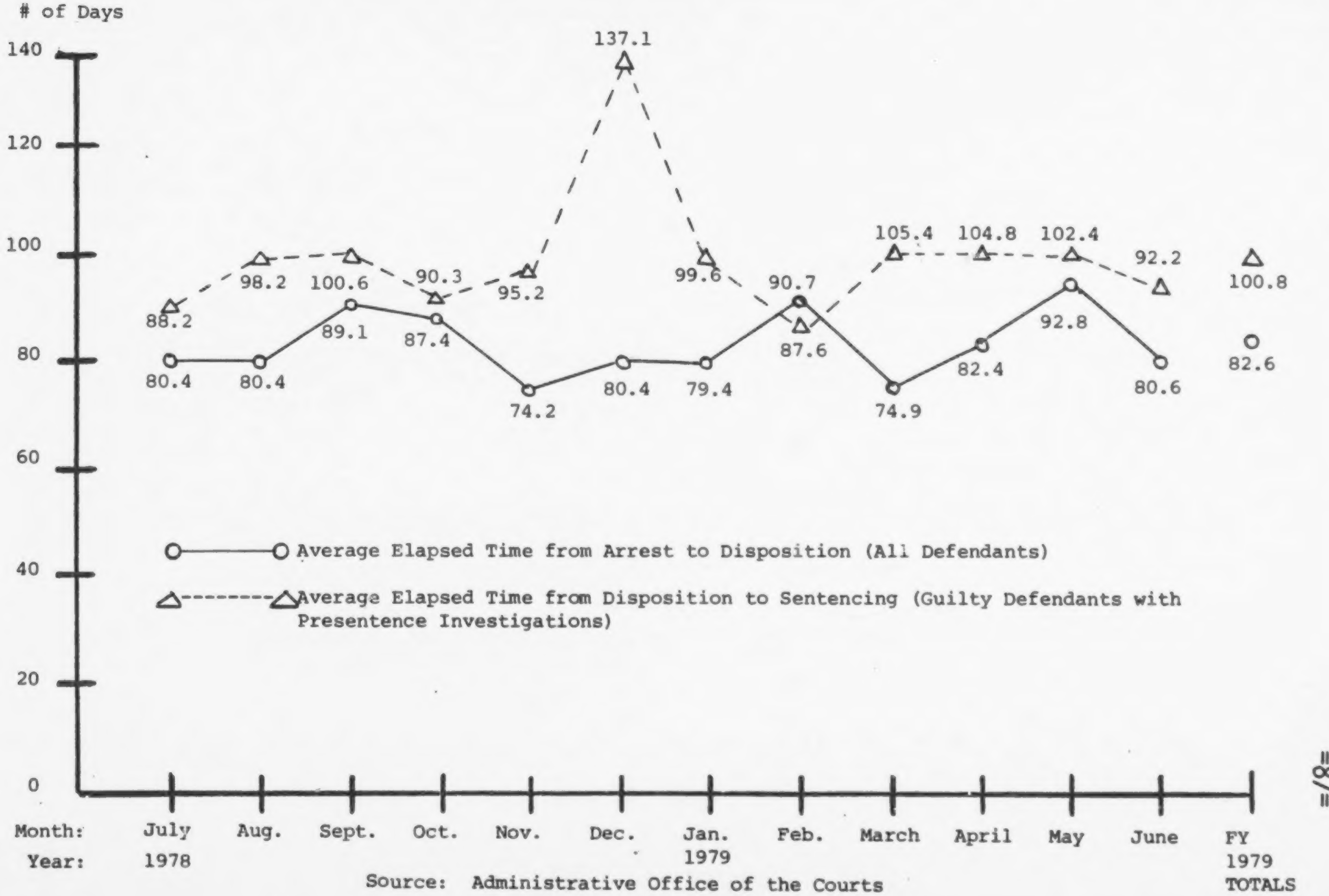
*Includes all defendants.
**Includes indicted defendants only.
#Calculated using grouped medians method.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
COMPARISON - CRIMINAL AND PRESENTENCE PERFORMANCE

NEW CASTLE



Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL PERFORMANCE
ELAPSED TIME

KENT

Month	Average Elapsed Time from Arrest to Disposition*	Median Elapsed Time from Arrest to Disposition*	Average Elapsed Time from Indictment to Disposition**	Median Elapsed Time from Indictment to Disposition**
July 1978	190.9 days	147.0 days	172.2 days	138.5 days
August 1978	137.7	119.0	114.7	94.5
September 1978	151.1	119.0	117.9	94.5
October 1978	118.6	87.0	93.7	58.0
November 1978	105.5	80.0	77.7	45.5
December 1978	151.9	135.0	126.1	117.0
January 1979	105.8	91.0	78.9	71.0
February 1979	61.4	26.0	36.2	0.0
March 1979	137.5	91.0	108.2	57.5
April 1979	136.6	100.0	100.6	57.0
May 1979	100.5	79.0	76.5	45.0
June 1979	102.3	87.0	71.0	49.0
TOTALS	126.2 days	96.0 days #	97.3 days	66.5 days #

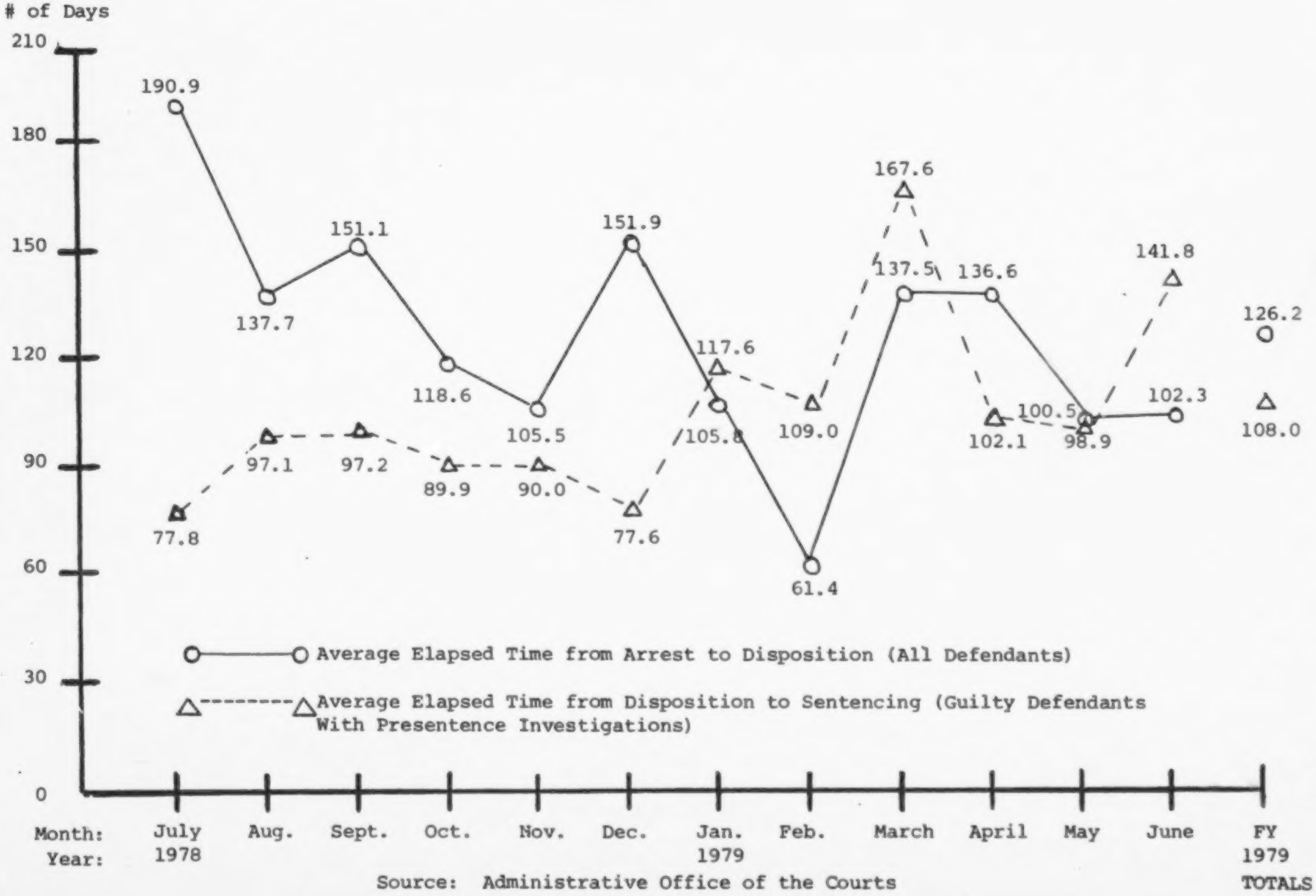
*Includes all defendants.
**Includes indicted defendants only.
#Calculated using grouped medians method.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
COMPARISON - CRIMINAL AND PRESENTENCE PERFORMANCE

KENT



Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL PERFORMANCE
ELAPSED TIME

SUSSEX

Month	Average Elapsed Time from Arrest to Disposition*	Median Elapsed Time from Arrest to Disposition*	Average Elapsed Time from Indictment to Disposition**	Median Elapsed Time from Indictment to Disposition**
July 1978	98.6 days	61.0 days	66.8 days	47.0 days
August 1978	92.9	69.0	58.3	28.0
September 1978	103.5	89.5	67.5	41.5
October 1978	85.3	66.0	37.8	21.0
November 1978	95.8	82.0	29.9	31.0
December 1978	60.4	54.0	28.2	25.0
January 1979	72.7	79.0	34.0	29.0
February 1979	69.3	80.5	32.8	25.0
March 1979	98.8	85.0	57.2	40.5
April 1979	109.4	75.0	46.9	36.0
May 1979	58.5	55.0	25.9	18.5
June 1979	97.4	80.0	56.9	42.0
TOTALS	85.7 days	74.0 days #	43.6 days	31.0 days #

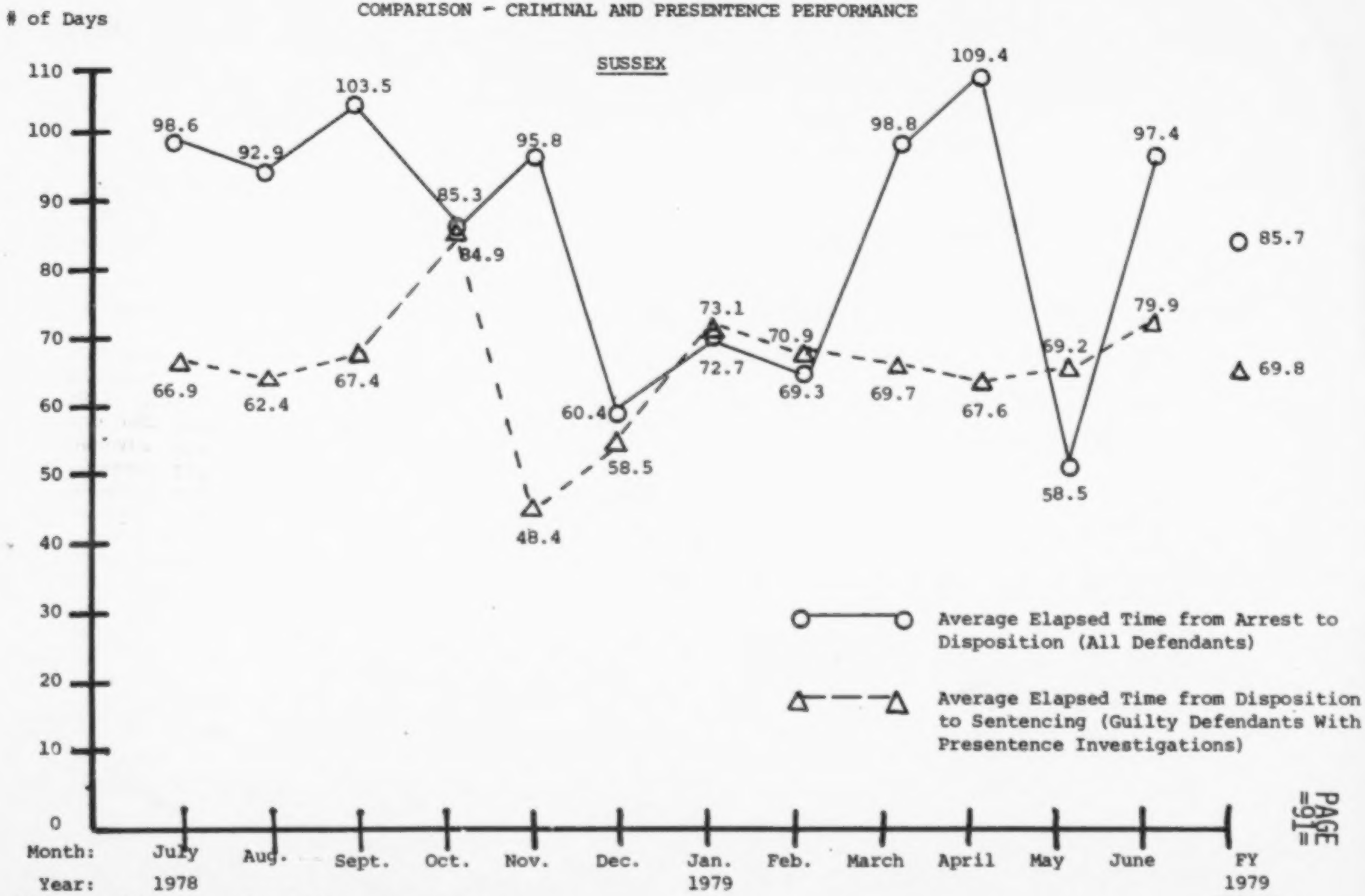
*Includes all defendants.
**Includes indicted defendants only.
#Calculated using grouped medians method.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
COMPARISON - CRIMINAL AND PRESENTENCE PERFORMANCE

SUSSEX



Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL PERFORMANCE
ELAPSED TIME

STATE

Month	Average Elapsed Time from Arrest to Disposition*	Median Elapsed Time from Arrest to Disposition*,#	Average Elapsed Time from Indictment to Disposition**	Median Elapsed Time from Indictment to Disposition**,#
July 1978	87.2 days	69.5 days	66.6 days	49.0 days
August 1978	83.0	70.5	60.5	49.5
September 1978	103.8	82.5	81.1	61.0
October 1978	93.1	73.0	69.3	45.0
November 1978	79.8	71.0	53.9	43.5
December 1978	84.2	72.0	68.6	51.0
January 1979	82.9	74.0	58.8	47.5
February 1979	85.2	65.5	66.0	40.0
March 1979	92.0	71.5	69.1	44.0
April 1979	90.6	69.5	69.1	52.5
May 1979	90.3	58.0	73.3	34.5
June 1979	85.0	66.0	64.8	42.0
TOTALS	88.6 days	70.5 days	67.1 days	46.5 days

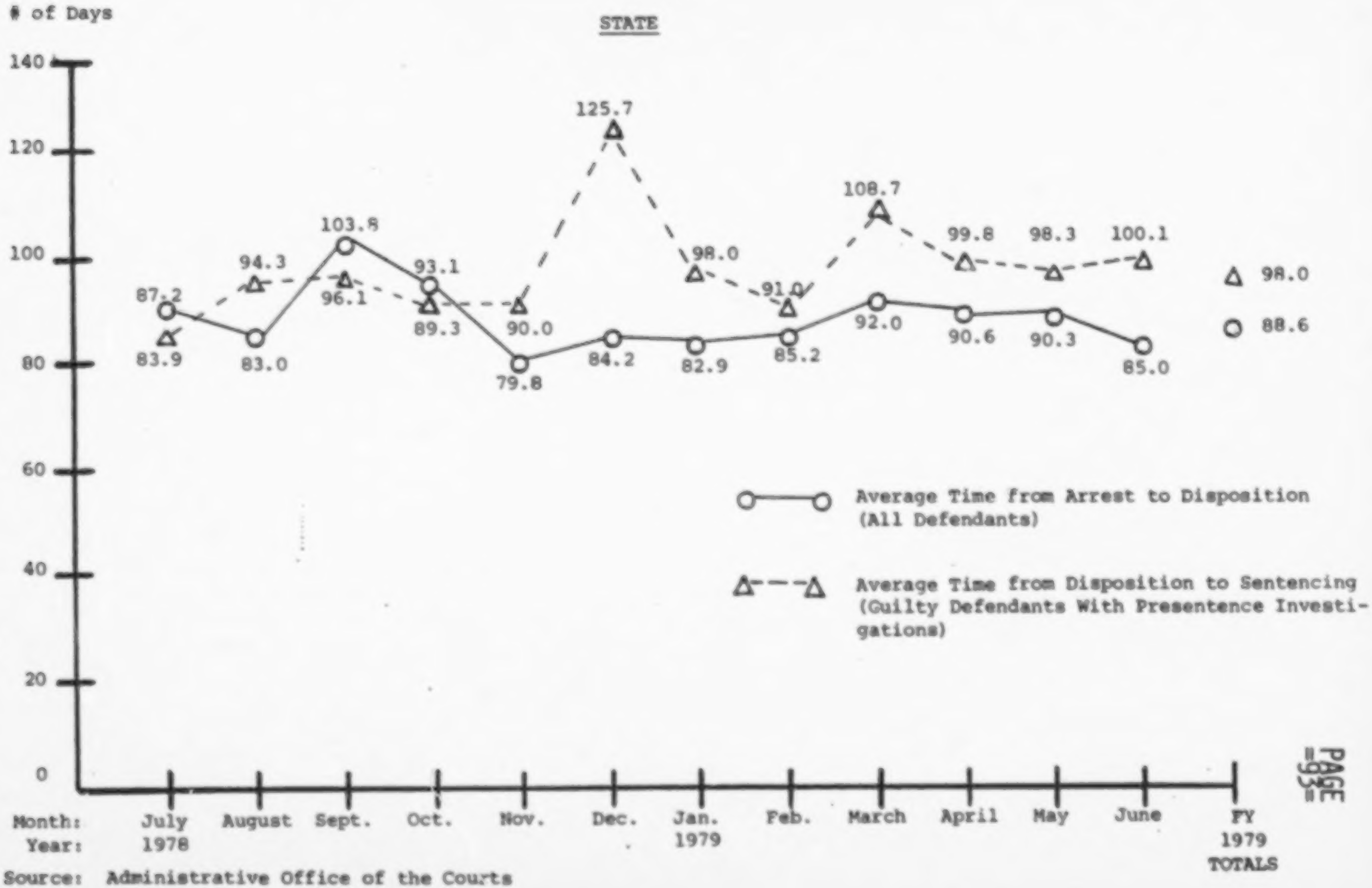
*Includes all defendants.
**Includes indicted defendants only.
#Calculated by grouped medians method.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
COMPARISON - CRIMINAL AND PRESENTENCE PERFORMANCE

STATE



Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
CRIMINAL RESCHEDULINGS

	Total # of Defendants Scheduled*	# of Defendants Rescheduled	% of Defendants Rescheduled	Rescheduled at Defense Request		Rescheduled at Prosecution Request		Rescheduled at Mutual Request		Rescheduled at Court Request	
New Castle	3,437	1,144	33.3%	557	48.7%	320	28.0%	183	16.0%	84	7.3%
Kent	649	277	42.7%	94	33.9%	71	25.6%	41	14.8%	71	25.6%
Sussex	257	69	26.8%	37	53.6%	10	14.5%	11	15.9%	11	15.9%
State	4,343	1,490	34.3%	688	46.2%	401	26.9%	235	15.8%	166	11.1%

*All schedulings included are schedulings for trial. Most defendants, however, are disposed of other than by trial.

Source: Superior Court Case Scheduling Office

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
WORKLOAD

	Pending 6-30-78	Defendants Referred	Investigations Completed	Pending 6-30-79	Change In Pending
New Castle	217	1,110	1,027	300	+ 83
Kent	57	286	240	103	+ 46
Sussex	43	180	186	37	- 6
State	317	1,576	1,453	440	+123

COMPARISON - FISCAL YEARS 1978-1979
PRESENTENCE OFFICE
WORKLOAD

DEFENDANTS REFERRED

	1978	1979	Change	% Change
New Castle	1,084	1,110	+ 26	+ 2.4%
Kent	211	286	+ 75	+35.5%
Sussex	229	180	- 49	-21.4%
State	1,524	1,576	+ 52	+ 3.4%

INVESTIGATIONS COMPLETED

	1978	1979	Change	% Change
New Castle	1,157	1,027	-130	-11.2%
Kent	185	240	+ 55	+29.7%
Sussex	219	186	- 33	-15.5%
State	1,561	1,453	-108	- 6.9%

INVESTIGATIONS PENDING AT END OF YEAR

	1978	1979	Change	% Change
New Castle	217	300	+ 83	+38.2%
Kent	57	103	+ 46	+80.7%
Sussex	43	37	- 6	-14.0%
State	317	440	+123	+38.8%

Source: New Castle, Kent, and Sussex County Presentence Offices

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PERFORMANCE

NEW CASTLE

Month	# of Defendants Sentenced After Presentence Investigations	Average Time From Date Ordered to Date Written	Average Time From Date Written to Date Typed	Average Time From Date Ordered to Date Typed	Average Time From Date Typed to Date Sentenced	Average Time From Date Ordered to Date Sentenced*
July 1978	81	48.7 days	4.3 days	53.0 days	35.2 days	88.2 days
August 1978	79	55.5	5.3	60.8	37.4	98.2
September 1978	87	54.9	5.2	60.1	40.5	100.6
October 1978	87	60.4	6.2	66.6	23.7	90.3
November 1978	97	56.8	5.9	62.7	32.5	95.2
December 1978	99	59.7	5.6	65.2	71.9	137.1
January 1979	87	62.1	4.9	66.9	32.6	99.6
February 1979	62	54.8	4.3	59.1	28.5	87.6
March 1979	78	66.7	7.3	74.0	31.4	105.4
April 1979	61	60.4	7.3	67.7	37.1	104.8
May 1979	97	60.8	9.0	69.8	32.6	102.4
June 1979	88	62.2	10.3	72.5	19.7	92.2
TOTALS	1,003	58.7 days	6.3 days	65.0 days	35.8 days	100.8 days

*These figures are gross elapsed time from the date the presentence investigation was ordered to the defendant's sentencing date. If all the time the sentencings were delayed due to capiases, continuances, and motions was subtracted from these figures, the net average elapsed time for a presentence investigation from the date ordered to the date sentenced would be as follows:

July - 67.5 days
August - 75.4
September - 75.5
October - 79.2

November - 78.4
December - 92.2
January - 80.0
February - 72.5

March - 83.5
April - 92.6
May - 90.8
June - 87.7
Total - 81.5 days

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE PERFORMANCE

KENT

Month	# of Defendants Sentenced After Presentence Investigations	Average Time From Date Ordered to Date Written	Average Time From Date Written to Date Typed	Average Time From Date Ordered to Date Typed	Average Time From Date Typed to Date Sentenced	Average Time From Date Ordered to Date Sentenced
July 1978	14	47.2 days	3.6 days	50.8 days	26.9 days	77.8 days
August 1978	15	66.9	10.3	77.1	19.9	97.1
September 1978	14	70.0	6.1	76.1	21.1	97.2
October 1978	24	51.7	7.7	59.4	30.5	89.9
November 1978	18	57.9	6.4	64.3	25.7	90.0
December 1978	8	44.9	8.4	53.3	24.4	77.6
January 1979	16	63.9	15.3	79.1	38.4	117.6
February 1979	26	77.4	16.7	94.0	15.9	109.0
March 1979	17	105.4	20.4	125.7	41.9	167.6
April 1979	20	70.7	3.7	74.4	27.7	102.1
May 1979	19	76.5	6.4	82.9	16.0	98.9
June 1979	24	87.0	7.6	94.6	47.1	141.8
TOTALS	215	70.1 days	9.6 days	79.7 days	28.3 days	108.0 days

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE PERFORMANCE

SUSSEX

Month	# of Defendants Sentenced After Presentence Investigations	Average Time From Date Ordered to Date Written	Average Time From Date Written to Date Typed	Average Time From Date Ordered to Date Typed	Average Time From Date Typed to Date Sentenced	Average Time From Date Ordered to Date Sentenced
July 1978	15	37.7 days	4.4 days	42.1 days	24.9 days	66.9 days
August 1978	11	44.6	5.8	50.4	12.0	62.4
September 1978	14	43.5	5.5	49.0	18.4	67.4
October 1978	23	44.7	2.1	46.8	38.1	84.9
November 1978	12	28.1	2.7	30.8	17.7	48.4
December 1978	11	35.4	7.7	43.1	15.4	58.5
January 1979	18	35.1	5.2	40.3	32.7	73.1
February 1979	14	46.0	7.5	53.5	17.4	70.9
March 1979	19	43.0	5.6	48.6	21.1	69.7
April 1979	11	47.2	5.7	52.9	14.7	67.6
May 1979	14	45.4	2.6	48.0	21.2	69.2
June 1979	15	62.7	1.9	64.7	15.3	79.9
TOTALS	177	43.0 days	4.6 days	47.5 days	22.3 days	69.8 days

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PERFORMANCE

STATE

Month	# of Defendents Sentenced After Presentence Investigations	Average Time From Date Ordered to Date Written	Average Time From Date Written to Date Typed	Average Time From Date Ordered to Date Typed	Average Time From Date Typed to Date Sentenced	Average Time From Date Ordered to Date Sentenced
July 1978	110	47.0 days	4.2 days	51.2 days	32.7 days	83.9 days
August 1978	105	56.0	6.0	62.0	32.3	94.3
September 1978	115	55.4	5.3	60.7	35.4	96.1
October 1978	134	56.1	5.8	61.9	27.4	89.3
November 1978	127	54.3	5.6	59.9	30.1	90.0
December 1978	118	56.4	5.9	62.3	63.4	125.7
January 1979	121	58.3	6.3	64.6	33.4	98.0
February 1979	102	59.4	7.9	67.2	23.4	91.0
March 1979	114	68.6	9.0	77.5	31.2	108.7
April 1979	92	61.0	6.3	67.4	32.4	99.8
May 1979	130	61.4	7.9	69.4	29.0	98.3
June 1979	127	66.9	8.8	75.7	24.4	100.1
TOTALS	1,395	58.4 days	6.6 days	65.0 days	32.9 days	98.0 days

Source: Administrative Office of the Courts

SUPERIOR COURT

COMPARISON - FISCAL YEARS 1978-1979
PRESENTENCE OFFICE
PERFORMANCE

NEW CASTLE	1978	1979	Change	% Change
# of Defendants Sentenced After Presentence Investigations	1,160	1,003	-157	- 13.5%
Average Time from Date Ordered to Date Written	54.1 days	58.7 days	+ 4.6 days	+ 8.5%
Average Time from Date Written to Date Typed	10.8 days	6.3 days	- 4.5 days	- 41.7%
Average Time from Date Ordered to Date Typed	64.9 days	65.0 days	+ 0.1 days	+ 0.2%
Average Time from Date Typed to Date Sentenced	32.0 days	35.8 days	+ 3.8 days	+ 11.9%
Average Time from Date Ordered to Date Sentenced	98.9 days	100.8 days	+ 3.9 days	+ 4.0%

KENT	1978	1979	Change	% Change
# of Defendants Sentenced After Presentence Investigations	181	215	+ 34	+ 18.8%
Average Time from Date Ordered to Date Written	42.2 days	70.1 days	+ 27.9 days	+ 66.1%
Average Time from Date Written to Date Typed	2.4 days	9.6 days	+ 7.2 days	+300.0%
Average Time from Date Ordered to Date Typed	44.6 days	79.7 days	+ 35.1 days	+ 78.7%
Average Time from Date Typed to Date Sentenced	28.0 days	28.3 days	+ 0.3 days	+ 1.1%
Average Time from Date Ordered to Date Sentenced	72.6 days	108.0 days	+ 35.4 days	+ 48.8%

SUSSEX	1978	1979	Change	% Change
# of Defendants Sentenced After Presentence Investigations	218	177	- 41	- 18.8%
Average Time from Date Ordered to Date Written	33.4 days	43.0 days	+ 9.6 days	+ 28.7%
Average Time from Date Written to Date Typed	5.5 days	4.6 days	- 0.9 days	- 16.4%
Average Time from Date Ordered to Date Typed	38.8 days	47.5 days	+ 8.7 days	+ 22.4%
Average Time from Date Typed to Date Sentenced	26.8 days	22.3 days	- 4.5 days	- 16.8%
Average Time from Date Ordered to Date Sentenced	65.6 days	69.8 days	+ 4.2 days	+ 6.4%

STATE	1978	1979	Change	% Change
# of Defendants Sentenced After Presentence Investigations	1,559	1,395	-164	- 10.5%
Average Time from Date Ordered to Date Written	49.8 days	58.4 days	+ 8.6 days	+ 17.3%
Average Time from Date Written to Date Typed	9.1 days	6.6 days	- 2.5 days	- 27.5%
Average Time from Date Ordered to Date Typed	58.9 days	65.0 days	+ 6.1 days	+ 10.4%
Average Time from Date Typed to Date Sentenced	30.8 days	32.9 days	+ 2.1 days	+ 6.8%
Average Time from Date Ordered to Date Sentenced	89.7 days	98.0 days	+ 8.3 days	+ 9.3%

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PERFORMANCE ANALYSIS
COMPLIANCE WITH 30-DAY STANDARD*

	# of Investigations Completed Within 30 Days of Verdict*		# of Investigations Completed 31 Days or More After Verdict*		Total # of Investigations Completed	
New Castle	73	7.3%	931	92.7%	1,004	100.0%
Kent	58	24.9%	175	75.1%	233	100.0%
Sussex	20	10.8%	166	89.2%	188	100.0%
State	151	10.6%	1,272	89.4%	1,423	100.0%

*The Speedy Trial Directive of Chief Justice Daniel L. Herrmann includes a standard that the time from the court's verdict to the completion of the presentence investigation should not exceed 30 days. A presentence investigation is considered to be completed once it has been written and typed.

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PRODUCTIVITY

NEW CASTLE

Month	# of Investigations Written	# of Investigators Available	Average # Completed Per Investigator	# of Investigations Typed	# of Typists Available	Average # Typed Per Typist
July 1978	83	6.00	13.8	87	2.50	34.8
August 1978	100	6.40	15.6	85	2.50	34.0
September 1978	102	6.80	15.0	96	2.00	48.0
October 1978	84	6.00	14.0	95	2.00	47.5
November 1978	86	6.60	13.0	88	2.00	44.0
December 1978	75	7.00	10.7	83	3.67	22.6
January 1979	85	7.00	12.1	86	3.67	23.4
February 1979	74	7.00	10.6	56	2.67	21.0
March 1979	96	7.00	13.7	86	2.67	32.2
April 1979	76	7.00	10.9	77	2.67	28.8
May 1979	99	7.00	14.1	83	2.67	31.1
June 1979	105	7.00	15.0	82	3.67	22.3
TOTALS	1,065	6.73	13.2/Month 158.2/Year	1,004	2.72	30.8/Month 369.1/Year

Source: New Castle County Presentence Office

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PRODUCTIVITY

KENT

	INVESTIGATIONS			TYPING		
Month	# of Investigations Written	# of Investigators Available	Average # Completed Per Investigator	# of Investigations Typed	# of Typists Available	Average # Typed Per Typist
July 1978	22	2.00	11.0	16	1.00	16.0
August 1978	24	2.00	12.0	30	1.00	30.0
September 1978	11	2.00	5.5	13	1.00	13.0
October 1978	20	2.00	10.0	16	1.00	16.0
November 1978	24	2.00	12.0	19	1.00	19.0
December 1978	14	2.00	7.0	14	1.00	14.0
January 1979	24	2.00	12.0	22	1.00	22.0
February 1979	13	2.00	6.5	13	1.00	13.0
March 1979	18	2.00	9.0	27	1.00	27.0
April 1979	16	2.00	8.0	12	1.00	12.0
May 1979	22	2.00	11.0	24	1.00	24.0
June 1979	32	2.00	16.0	27	1.00	27.0
TOTALS	240	2.00	10.0/Month* 120.0/Year*	233	1.00	19.4/Month** 233.0/Year**

*Kent County Presentence Officers write reports for both Superior Court and the Court of Common Pleas. These figures are for Superior Court only. If the 24 reports written for the Court of Common Pleas during FY 1979 were included, the figures would be 11.0 reports completed per month per investigator and 132.0 reports completed per investigator per year.

**These figures are for Superior Court only and don't include the 24 presentence reports typed for the Court of Common Pleas. Including these reports would change the typing productivity to 21.4 reports typed per typist per month and 257 reports typed per typist per year.

Source: Kent County Presentence Office and Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PRODUCTIVITY

SUSSEX

	INVESTIGATIONS			TYPING		
Month	# of Investigations Written	# of Investigators Available	Average Completed Per Investigator	# of Investigations Typed	# of Typists Available	Average # Typed Per Typist
July 1978	12	3.00	4.0	11	1.00	11.0
August 1978	25	3.00	8.3	26	1.00	26.0
September 1978	13	3.00	4.3	13	1.00	13.0
October 1978	18	3.00	6.0	18	1.00	18.0
November 1978	12	3.00	4.0	11	1.00	11.0
December 1978	16	3.00	5.3	18	1.00	18.0
January 1979	18	3.00	6.0	20	1.00	20.0
February 1979	11	3.00	3.7	7	1.00	7.0
March 1979	17	3.00	5.7	16	1.00	16.0
April 1979	13	2.00	6.5	17	1.00	17.0
May 1979	18	2.00	9.0	17	1.00	17.0
June 1979	10	2.00	5.0	12	1.00	12.0
TOTALS	183	2.75	5.5/Month* 66.5/Year*	186	1.00	15.5/Month** 186.0/Year**

*Sussex County Presentence Officers write reports for both Superior Court and the Court of Common Pleas. These figures are for Superior Court only. If the 17 reports written for the Court of Common Pleas during FY 1979 were included, the figures would be 6.1 reports completed per month and 72.7 reports completed per year per investigator.

**These figures are for Superior Court only. Typists also typed 17 presentence reports for the Court of Common Pleas. Including the typing for the Court of Common Pleas would change the figures to 16.9 reports typed per typist per month and 203.0 reports typed per typist per year.

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
PRESENTENCE OFFICE
PRODUCTIVITY

STATE

	INVESTIGATIONS			TYPING		
Month	# of Investigations Written	# of Investigators Available	Average # Completed Per Investigator	# of Investigations Typed	# of Typists Available	Average # Typed Per Typist
July 1978	117	11.00	10.6	114	4.50	25.3
August 1978	149	11.40	13.1	141	4.50	31.6
September 1978	126	11.80	10.7	122	4.00	30.5
October 1978	122	11.00	11.1	129	4.00	32.3
November 1978	122	11.60	10.5	118	4.00	29.5
December 1978	105	12.00	8.8	115	5.67	20.3
January 1979	127	12.00	10.6	128	5.67	22.6
February 1979	98	12.00	8.2	76	4.67	16.3
March 1979	131	12.00	10.9	129	4.67	27.6
April 1979	105	11.00	9.5	106	4.67	22.7
May 1979	139	11.00	12.6	124	4.67	26.6
June 1979	147	11.00	13.4	121	5.67	21.3
TOTALS	1,488	11.48	10.8/Month* 129.6/Year*	1,423	4.72	25.1/Month* 301.5/Year*

*These figures are for Superior Court only. Court of Common Pleas presentence activity, performed by both the Kent and Sussex Presentence Offices, is excluded.

Source: New Castle County Presentence Office and Administrative Office of the Courts.

SUPERIOR COURT

COMPARISON - FISCAL YEARS 1978-1979
PRESENTENCE OFFICE
PRODUCTIVITY

NEW CASTLE	1978	1979	Change	% Change
# of Investigations Written	1,102	1,065	- 37	- 3.4%
Average # Completed Per Investigator Per Month	14.4	13.2	- 1.2	- 8.3%
Average # Completed Per Investigator Per Year	172.8	158.2	- 14.6	- 8.4%
# of Investigations Typed	1,157	1,004	-153	-13.2%
Average # Typed Per Typist Per Month	34.3	30.8	- 3.5	-10.2%
Average # Typed Per Typist Per Year	411.6	369.1	- 42.5	-10.3%

KENT*	1978	1979	Change	% Change
# of Investigations Written	182	240	+ 58	+31.9%
Average # Completed Per Investigator Per Month	7.6	10.0	+ 2.4	+31.6%
Average # Completed Per Investigator Per Year	91.2	120.0	+ 28.8	+31.6%
# of Investigations Typed	181	233	+ 52	+28.7%
Average # Typed Per Typist Per Month	15.1	19.4	+ 4.3	+28.5%
Average # Typed Per Typist Per Year	181.2	233.0	+ 51.8	+28.6%

SUSSEX*	1978	1979	Change	% Change
# of Investigations Written	215	183	- 32	-14.9%
Average # Completed Per Investigator Per Month	6.0	5.5	- 0.5	- 8.3%
Average # Completed Per Investigator Per Year	72.0	66.5	- 5.5	- 7.6%
# of Investigations Typed	208	186	- 22	-10.6%
Average # Typed Per Typist Per Month	17.3	15.5	- 1.8	-10.4%
Average # Typed Per Typist Per Year	207.6	186.0	- 21.6	-10.4%

STATE*	1978	1979	Change	% Change
# of Investigations Written	1,499	1,488	- 11	- 0.7%
Average # Completed Per Investigator Per Month	11.0	10.8	- 0.2	- 1.8%
Average # Completed Per Investigator Per Year	132.0	129.6	- 2.4	- 1.8%
# of Investigations Typed	1,546	1,423	-123	- 8.0%
Average # Typed Per Typist Per Month	26.8	25.1	- 1.7	- 6.3%
Average # Typed Per Typist Per Year	321.6	301.5	- 20.1	- 6.3%

*Figures are for Superior Court only. Court of Common Pleas presentence activity, also performed by the Kent and Sussex Presentence Offices, is excluded.

Source: New Castle County Presentence Office and Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL WORKLOAD
EXPLANATORY NOTES

1. Complaints are suits for damages. The Complaints category includes Complaints for Damages, Condemnations, Ejectments, Appeals from Justice of the Peace Court, Appeals from Arbitration Panel, Declaratory Judgments, Foreign Judgments, Replevins, Foreign Attachments, Domestic Attachments, Interpleaders, Transfers and Removals from the Court of Chancery, and Transfers and Removals from the Court of Common Pleas.

2. Mechanic's Liens and Mortgages are property suits.

3. Terminations and Adoptions are parental rights cases.

4. Involuntary Commitments are proceedings held to determine whether individuals shall be involuntarily committed as mentally ill. Because Delaware State Hospital, the state's facility for mentally ill patients, is located in New Castle County, all Involuntary Commitment hearings are held in New Castle County.

5. Appeals are appeals on the record. This category includes Appeals from Administrative Agencies, Appeals from Family Court, Appeals from the Court of Common Pleas, Appeals from Municipal Court, and Certioraris.

6. Miscellaneous includes all other cases. During FY 1979 this category consisted of Complaints Requesting Order, Habeus Corpus, Mandamus, Writs of Prohibition, Writs of Possession, Bail Forfeitures, Petitions for Destruction of Indicia of Arrest, Petitions to Compel Satisfaction of Judgment, Petitions to Extend Judgment, Petitions to Satisfy Mortgage, Petitions to Set Aside Mortgage, Petitions for Writ of Quo Warranto, Petitions to Inspect the Record, Petitions to Quash Subpoena, Annulments of Adoption, Petitions for Redemption, Petitions for Issuance of Subpoena, Petitions for Appointment of Attorney, Out of State Depositions, Out of State Subpoenas, Petitions to Sell Real Estate for Property Taxes, Petitions for Exhumation, Petitions for Return of Property, Petitions to Vacate Public Road, Road Resolutions, and Tax Ditches.

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL CASES

NEW CASTLE	Pending 6/30/78	Filings	Dispositions	Pending 6/30/79	Change In Pending
Complaints	1,869	1,423	1,343	1,949	+ 80
Mechanic's Liens and Mortgages	263	492	434	321	+ 58
Terminations and Adoptions	89	187	185	91	+ 2
Involuntary Commitments	104	674	650	128	+ 24
Appeals	316	182	190	308	- 8
Miscellaneous	125	349	324	150	+ 25
TOTALS	2,766	3,307	3,126	2,947	+181

KENT	Pending 6/30/78	Filings	Dispositions	Pending 6/30/79	Change In Pending
Complaints	430	241	148	523	+ 93
Mechanic's Liens and Mortgages	88	58	57	89	+ 1
Terminations and Adoptions	52*	65	77	40	- 12
Appeals	45	13	10	48	+ 3
Miscellaneous	27	18	4	41	+ 14
TOTALS	642*	395	296	741	+ 99

SUSSEX	Pending 6/30/78	Filings	Dispositions	Pending 6/30/79	Change In Pending
Complaints	180	211	174	217	+ 37
Mechanic's Liens and Mortgages	34	108	88	54	+ 20
Terminations and Adoptions	44	52	46	50	+ 6
Appeals	33	21	25	29	- 4
Miscellaneous	8	27	12	23	+ 15
TOTALS	299	419	345	373	+ 74

STATE	Pending 6/30/78	Filings	Dispositions	Pending 6/30/79	Change In Pending
Complaints	2,479	1,875	1,665	2,689	+210
Mechanic's Liens and Mortgages	385	658	579	464	+ 79
Terminations and Adoptions	185*	304	308	181	- 4
Involuntary Commitments	104	674	650	128	+ 24
Appeals	394	216	225	385	- 9
Miscellaneous	160	394	340	214	+ 54
TOTALS	3,707*	4,121	3,767	4,061	+354

*Figure adjusted from 1978 Annual Report.

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

COMPARISON - FISCAL YEARS 1978-1979
CIVIL CASES

FILINGS

	1978	1979	Change	% Change
New Castle	3,049	3,307	+258	+ 8.5%
Kent	482	395	- 87	-18.0%
Sussex	384	419	+ 35	+ 9.1%
State	3,915	4,121	+306	+ 7.8%

DISPOSITIONS

	1978	1979	Change	% Change
New Castle	2,867	3,126	+259	+ 9.0%
Kent	390	296	- 94	-24.1%
Sussex	374	345	- 29	- 7.8%
State	3,631	3,767	+136	+ 3.7%

PENDING AT END OF YEAR

	1978	1979	Change	% Change
New Castle	2,766	2,947	+181	+ 6.5%
Kent	642*	741	+ 99	+15.4%
Sussex	299	373	+ 74	+24.7%
State	3,707*	4,061	+354	+ 9.5%

*Figure adjusted from 1978 Annual Report.

Source: New Castle, Kent, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL FILINGS

NEW CASTLE

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Involuntary Commitments	Appeals	Miscellaneous	TOTALS
July 1978	93	31	17	54	22	11	228
August 1978	124	54	14	74	18	30	314
September 1978	97	36	11	46	16	27	233
October 1978	111	46	18	59	13	29	276
November 1978	117	35	13	47	15	26	253
December 1978	108	39	12	48	16	29	252
January 1979	143	54	15	52	22	40	326
February 1979	128	43	21	49	12	31	284
March 1979	130	53	13	55	10	34	295
April 1979	118	38	9	53	14	30	262
May 1979	117	22	22	65	15	34	275
June 1979	137	41	22	72	9	28	309
TOTALS	1,423	492	187	674	182	349	3,307
Percentage of Total:	43.0%	14.9%	5.7%	20.4%	5.5%	10.6%	100.0%

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL FILINGS

KENT

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Appeals	Miscellaneous	TOTALS
July 1978	14	4	2	2	0	22
August 1978	15	9	11	0	0	35
September 1978	20	6	10	0	1	37
October 1978	24	5	3	0	3	35
November 1978	24	3	4	0	0	31
December 1978	8	7	2	0	1	18
January 1979	23	4	5	1	3	36
February 1979	18	5	5	0	0	28
March 1979	27	3	10	1	3	44
April 1979	19	6	6	5	4	40
May 1979	28	4	2	2	1	37
June 1979	21	2	5	2	2	42
TOTALS	241	58	65	13	18	395
Percentage of Total:	61.0%	14.7%	16.5%	3.3%	4.6%	100.0%

SUSSEX

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Appeals	Miscellaneous	TOTALS
July 1978	17	15	3	1	3	39
August 1978	19	13	9	6	1	48
September 1978	11	6	3	0	1	21
October 1978	22	9	3	1	2	37
November 1978	23	7	2	0	1	33
December 1978	16	3	4	0	3	26
January 1979	18	12	4	1	2	37
February 1979	17	13	5	1	1	37
March 1979	16	9	5	0	2	32
April 1979	21	7	8	3	3	42
May 1979	14	9	6	4	4	37
June 1979	17	5	0	4	4	30
TOTALS	211	108	52	21	27	419
Percentage of Total:	50.4%	25.8%	12.4%	5.0%	6.4%	100.0%

Source: Kent County Prothonotary, Sussex County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL FILINGS

STATE

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Involuntary Commitments	Appeals	Miscellaneous	TOTALS
July 1978	124	50	22	54	25	14	289
August 1978	158	76	34	74	24	31	397
September 1978	128	48	24	46	16	29	291
October 1978	157	60	24	59	14	34	348
November 1978	164	45	19	47	15	27	317
December 1978	132	49	18	48	16	33	296
January 1979	184	70	24	52	24	45	399
February 1979	163	61	31	49	13	32	349
March 1979	173	65	28	55	11	39	371
April 1979	158	51	23	53	22	37	344
May 1979	159	35	30	65	21	39	349
June 1979	175	48	27	72	15	34	371
TOTALS	1,875	658	304	674	216	394	4,121
Percentage of Total:	45.4%	16.0%	7.4%	16.4%	5.2%	9.6%	100.0%

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS

NEW CASTLE

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Involuntary Commitments	Appeals	Miscellaneous	TOTALS
July 1978	90	38	16	45	15	22	226
August 1978	63	28	21	62	21	10	205
September 1978	79	38	14	50	17	7	205
October 1978	93	27	24	69	4	23	240
November 1978	93	41	11	38	12	15	210
December 1978	98	27	16	61	9	34	245
January 1979	124	37	9	48	15	49	282
February 1979	250	31	17	53	21	46	418
March 1979	128	38	11	48	11	12	248
April 1979	102	41	11	58	17	34	263
May 1979	97	45	17	56	20	51	286
June 1979	126	43	18	62	28	21	298
TOTALS	1,343	434	185	650	190	324	3,126
Percentage of Total:	43.0%	13.9%	5.9%	20.8%	6.1%	10.4%	100.0%

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS

KENT

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Appeals	Miscellaneous	TOTALS
July 1978	10	5	8	0	2	25
August 1978	8	4	11	0	0	23
September 1978	3	9	3	0	0	15
October 1978	15	6	7	0	1	29
November 1978	10	4	4	0	0	18
December 1978	9	1	7	0	0	17
January 1979	10	4	11	0	0	25
February 1979	10	6	1	0	0	17
March 1979	15	3	8	0	0	26
April 1979	16	6	10	3	1	36
May 1979	16	3	3	3	0	25
June 1979	26	6	4	4	0	40
TOTALS	148	57	77	10	4	296
Percentage of Total:	50.0%	19.3%	26.0%	3.4%	1.4%	100.0%

SUSSEX

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Appeals	Miscellaneous	TOTALS
July 1978	19	10	5	5	0	39
August 1978	17	9	7	3	0	36
September 1978	16	15	6	3	4	44
October 1978	15	5	5	2	1	28
November 1978	7	5	2	2	2	18
December 1978	26	5	3	2	2	38
January 1979	10	2	3	1	1	17
February 1979	11	9	3	1	0	24
March 1979	12	5	3	1	0	21
April 1979	12	13	6	3	0	34
May 1979	14	6	3	1	2	26
June 1979	15	4	0	1	0	20
TOTALS	174	88	46	25	12	345
Percentage of Total:	50.4%	25.5%	13.3%	7.2%	3.5%	100.0%

Source: Kent County Prothonotary, Sussex County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS

STATE

Month	Complaints	Mechanic's Liens and Mortgages	Terminations and Adoptions	Involuntary Commitments	Appeals	Miscellaneous	TOTALS
July 1978	119	53	29	45	20	24	290
August 1978	88	41	39	62	24	10	264
September 1978	98	62	23	50	20	11	264
October 1978	123	38	36	69	6	25	297
November 1978	110	50	17	38	14	17	246
December 1978	133	33	26	61	11	36	300
January 1979	144	43	23	48	16	50	324
February 1979	271	46	21	53	22	46	459
March 1979	155	46	22	48	12	12	295
April 1979	130	60	27	58	23	35	333
May 1979	127	54	23	56	24	53	337
June 1979	167	53	22	62	33	21	358
TOTALS	1,665	579	308	650	225	340	3,767
Percentage of Total:	44.2%	15.4%	8.2%	17.3%	6.0%	9.0%	100.0%

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
COMPLAINTS DISPOSITIONS

NEW CASTLE

	TRIAL DISPOSITIONS			NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Judgment for Defendant -Damages	Judgment for Defendant- No Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant- No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	3	2	1	14	13	0	57	0	0	90
August 1978	6	3	3	21	2	0	26	2	0	63
September 1978	3	0	2	10	0	7*	54	3	0	79
October 1978	5	0	1	8	6	1	70	2	0	93
November 1978	4	2	5	17	6	2	55	1	1	93
December 1978	5	2	3	13	8	4	62	1	0	98
January 1979	5	0	8	28	4	3	71	5	0	124
February 1979	4	0	4	24	4	5	65	144	0	250
March 1979	6	3	4	28	8	4	69	6	0	128
April 1979	6	0	1	16	7	0	71	1	0	102
May 1979	7	2	1	23	7	1	54	2	0	97
June 1979	5	0	4	21	10	3	77	6	0	126
TOTALS	59	14	37	223	75	30*	731	173	1	1,343
Percentage of Total:	4.4%	1.0%	2.8%	16.6%	5.6%	2.2%	54.4%	12.9%	0.1%	100.0%

*Includes 4 Judgment for Defendant- Damages

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
COMPLAINTS DISPOSITIONS

KENT

	TRIAL DISPOSITIONS			NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Judgment for Plaintiff-No Damages	Judgment for Defendant-No Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant-No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	0	0	0	1	0	0	7	2	0	10
August 1978	1	0	0	1	0	0	6	0	0	8
September 1978	0	0	0	1	0	0	2	0	0	3
October 1978	0	0	0	5	1	1	8	0	0	15
November 1978	0	0	0	4	1	0	5	0	0	10
December 1978	0	0	0	1	0	0	6	2	0	9
January 1979	1	0	0	0	0	0	7	1	1	10
February 1979	1	0	1	0	1	0	7	0	0	10
March 1979	1	0	0	5	1	0	7	1	0	15
April 1979	1	1	1	2	2	0	10	0	0	16
May 1979	0	0	0	2	2	1	10	0	1	16
June 1979	1	0	0	5	0	1	17	2	0	26
TOTALS	5	1	2	27	8	3	92	8	2	148
Percentage of Total:	3.4%	0.7%	1.4%	18.2%	5.4%	2.0%	62.2%	5.4%	1.4%	100.0%

Source: Kent County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
COMPLAINTS DISPOSITIONS

SUSSEX

	TRIAL DISPOSITIONS			NON-TRIAL DISPOSITIONS					
Month	Judgment for Plaintiff -Damages	Judgment for Defendant-Damages	Judgment for Defendant-No Damages	Default Judgment for Plaintiff	Judgment for Defendant-Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	0	0	0	7	0	9	2	1	19
August 1978	0	0	0	1	0	5	10	1	17
September 1978	0	0	0	5	0	7	4	0	16
October 1978	1	0	1	3	0	9	1	0	15
November 1978	0	0	0	3	0	3	1	0	7
December 1978	0	0	0	3	0	12	10	1	26
January 1979	1	0	0	1	0	6	2	0	10
February 1979	0	0	0	5	0	6	0	0	11
March 1979	0	0	0	5	0	7	0	0	12
April 1979	3	2	0	2	1	2	2	0	12
May 1979	1	0	0	8	0	4	1	0	14
June 1979	1	0	0	7	0	6	1	0	15
TOTALS	7	2	1	50	1	76	34	3	174
Percentage of Total:	4.0%	1.1%	0.6%	28.7%	0.6%	43.7%	19.5%	1.7%	100.0%

Source: Sussex County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
COMPLAINTS DISPOSITIONS

STATE

	TRIAL DISPOSITIONS			NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Judgment for Defendant -Damages	Judgment for Defendant- No Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant- No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	3	2	1	22	13	0	73	4	1	119
August 1978	7	3	3	23	2	0	37	12	1	88
September 1978	3	0	2	16	0	7**	63	7	0	98
October 1978	6	0	2	16	7	2	87	3	0	123
November 1978	4	2	5	24	7	2	63	2	1	110
December 1978	5	2	3	17	8	4	80	13	1	133
January 1979	7	0	8	29	4	3	84	8	1	144
February 1979	5	0	5	29	5	5	78	144	0	271
March 1979	7	3	4	38	9	4	83	7	0	155
April 1979	10*	2	2	20	9	1#	83	3	0	130
May 1979	8	2	1	33	9	2	68	3	1	127
June 1979	7	0	4	33	10	4	100	9	0	167
TOTALS	72*	16	40	300	83	34##	899	215	6	1,665
Percentage of Total:	4.3%	1.0%	2.4%	18.0%	5.0%	2.0%	54.0%	12.9%	0.4%	100.0%

*Includes 1 Judgment for Plaintiff- No Damages
**Includes 4 Judgment for Defendant- Damages
#Includes 1 Judgment for Defendant- Damages
##Includes 5 Judgment for Defendant- Damages

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
MECHANIC'S LIENS AND MORTGAGES DISPOSITIONS

NEW CASTLE

	TRIAL DISPOSITIONS	NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant-No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	0	25	0	0	13	0	0	38
August 1978	0	20	1	0	7	0	0	28
September 1978	0	30	1	2	5	0	0	38
October 1978	0	22	0	0	5	0	0	27
November 1978	0	28	1	0	12	0	0	41
December 1978	0	14	0	0	12	1	0	27
January 1979	1	28	1	0	7	0	0	37
February 1979	0	23	0	0	7	1	0	31
March 1979	0	28	0	0	10	0	0	38
April 1979	1	28	0	0	12	0	0	41
May 1979	0	35	1	0	9	0	0	45
June 1979	1	25	1	0	16	0	0	43
TOTALS	3	306	6	2	115	2	0	434
Percentage of Total:	0.7%	70.5%	1.4%	0.5%	26.5%	0.5%	0.0%	100.0%

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
MECHANIC'S LIENS AND MORTGAGES DISPOSITIONS

KENT

	TRIAL DISPOSITIONS	NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant-No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	0	3	0	0	2	0	0	5
August 1978	0	2	0	0	2	0	0	4
September 1978	0	7	0	0	2	0	0	9
October 1978	0	3	0	0	3	0	0	6
November 1978	0	4	0	0	0	0	0	4
December 1978	0	0	1	0	0	0	0	1
January 1979	0	2	0	0	2	0	0	4
February 1979	0	3	0	0	2	1	0	6
March 1979	0	3	0	0	0	0	0	3
April 1979	0	3	1	0	2	0	0	6
May 1979	0	0	1	0	2	0	0	3
June 1979	0	3	0	0	3	0	0	6
TOTALS	0	33	3	0	20	1	0	57
Percentage of Total:	0.0%	57.9%	5.3%	0.0%	35.1%	1.8%	0.0%	100.0%

Source: Kent County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
MECHANIC'S LIENS AND MORTGAGES DISPOSITIONS

SUSSEX

	TRIAL DISPOSITIONS	NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant-No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	0	6	0	0	3	0	1	10
August 1978	0	5	0	0	4	0	0	9
September 1978	0	4	0	0	2	6	3	15
October 1978	0	4	0	0	1	0	0	5
November 1978	0	4	0	0	0	0	1	5
December 1978	0	2	0	0	0	3	0	5
January 1979	0	1	0	0	1	0	0	2
February 1979	0	4	0	0	5	0	0	9
March 1979	0	2	0	0	3	0	0	5
April 1979	0	11	0	0	2	0	0	13
May 1979	0	3	0	0	2	1	0	6
June 1979	0	3	0	0	1	0	0	4
TOTALS	0	49	0	0	24	10	5	88
Percentage of Total:	0.0%	55.7%	0.0%	0.0%	27.3%	11.4%	5.7%	100.0%

Source: Sussex County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS
MECHANIC'S LIENS AND MORTGAGES DISPOSITIONS

STATE

	TRIAL DISPOSITIONS	NON-TRIAL DISPOSITIONS						
Month	Judgment for Plaintiff -Damages	Default Judgment for Plaintiff	Other Judgment for Plaintiff	Judgment for Defendant-No Damages	Voluntary Dismissal	Court Dismissal	Split Disposition	TOTALS
July 1978	0	34	0	0	18	0	1	53
August 1978	0	27	1	0	13	0	0	41
September 1978	0	41	1	2	9	6	3	62
October 1978	0	29	0	0	9	0	0	38
November 1978	0	36	1	0	12	0	1	50
December 1978	0	16	1	0	12	4	0	33
January 1979	1	31	1	0	10	0	0	43
February 1979	0	30	0	0	14	2	0	46
March 1979	0	33	0	0	13	0	0	46
April 1979	1	42	1	0	16	0	0	60
May 1979	0	38	2	0	13	1	0	54
June 1979	1	31	1	0	20	0	0	53
TOTALS	3	388	9	2	159	13	5	579
Percentage of Total:	0.5%	67.0%	1.6%	0.3%	27.5%	2.2%	0.9%	100.0%

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL DISPOSITIONS

TERMINATIONS AND ADOPTIONS DISPOSITIONS

	Granted		Dismissed		TOTALS	
New Castle	174	94.1%	11	5.9%	185	100.0%
Kent	75	97.4%	2	2.6%	77	100.0%
Sussex	45	97.8%	1	2.2%	46	100.0%
State	294	95.5%	14	4.5%	308	100.0%

INVOLUNTARY COMMITMENTS DISPOSITIONS

	Dismissed-Voluntary Commitment		Dismissed-No Probable Cause		Dismissed-Not Mentally Ill		Dismissed-Released by Hospital		Dismissed-Defendant Deceased		TOTALS	
New Castle	424	65.2%	3	0.5%	0	0.0%	214	32.9%	9	1.4%	650	100.0%
Kent												
Sussex												
State	424	65.2%	3	0.5%	0	0.0%	214	32.9%	9	1.4%	650	100.0%

APPEALS DISPOSITIONS

	Decision/Judgment Affirmed		Decision/Judgment Reversed		Decision Affirmed in Part/Reversed in Part		Voluntary Dismissal		Court Dismissal		Remanded		TOTALS	
New Castle	65	34.2%	15	7.9%	5	2.6%	54	28.4%	30	15.8%	21	11.1%	190	100.0%
Kent	5	50.0%	0	0.0%	1	10.0%	2	20.0%	0	0.0%	2	20.0%	10	100.0%
Sussex	2	8.0%	5	20.0%	0	0.0%	7	28.0%	7	28.0%	4	16.0%	25	100.0%
State	72	32.0%	20	8.9%	6	2.7%	63	28.0%	37	16.4%	27	12.0%	225	100.0%

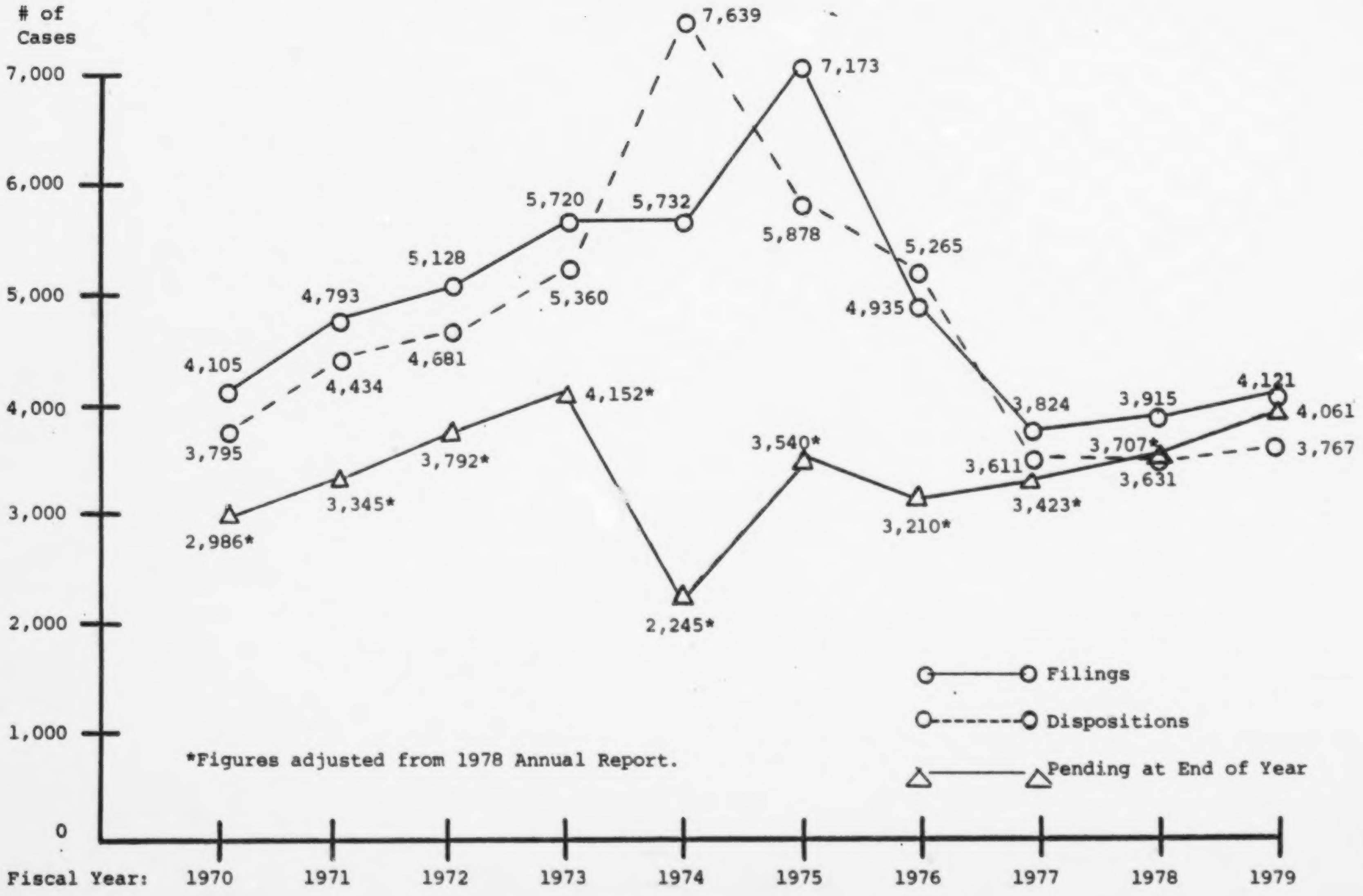
MISCELLANEOUS DISPOSITIONS

	Petition/Order Signed or Granted		Petition/Order Denied or Dismissed		Disposition Simultaneous With Filing		TOTALS	
New Castle	249	76.9%	65	20.1%	10	3.1%	324	100.0%
Kent	2	50.0%	2	50.0%	0	0.0%	4	100.0%
Sussex	9	75.0%	3	25.0%	0	0.0%	12	100.0%
State	260	76.5%	70	20.6%	10	2.9%	340	100.0%

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

10-YEAR WORKLOAD TREND
CIVIL CASES

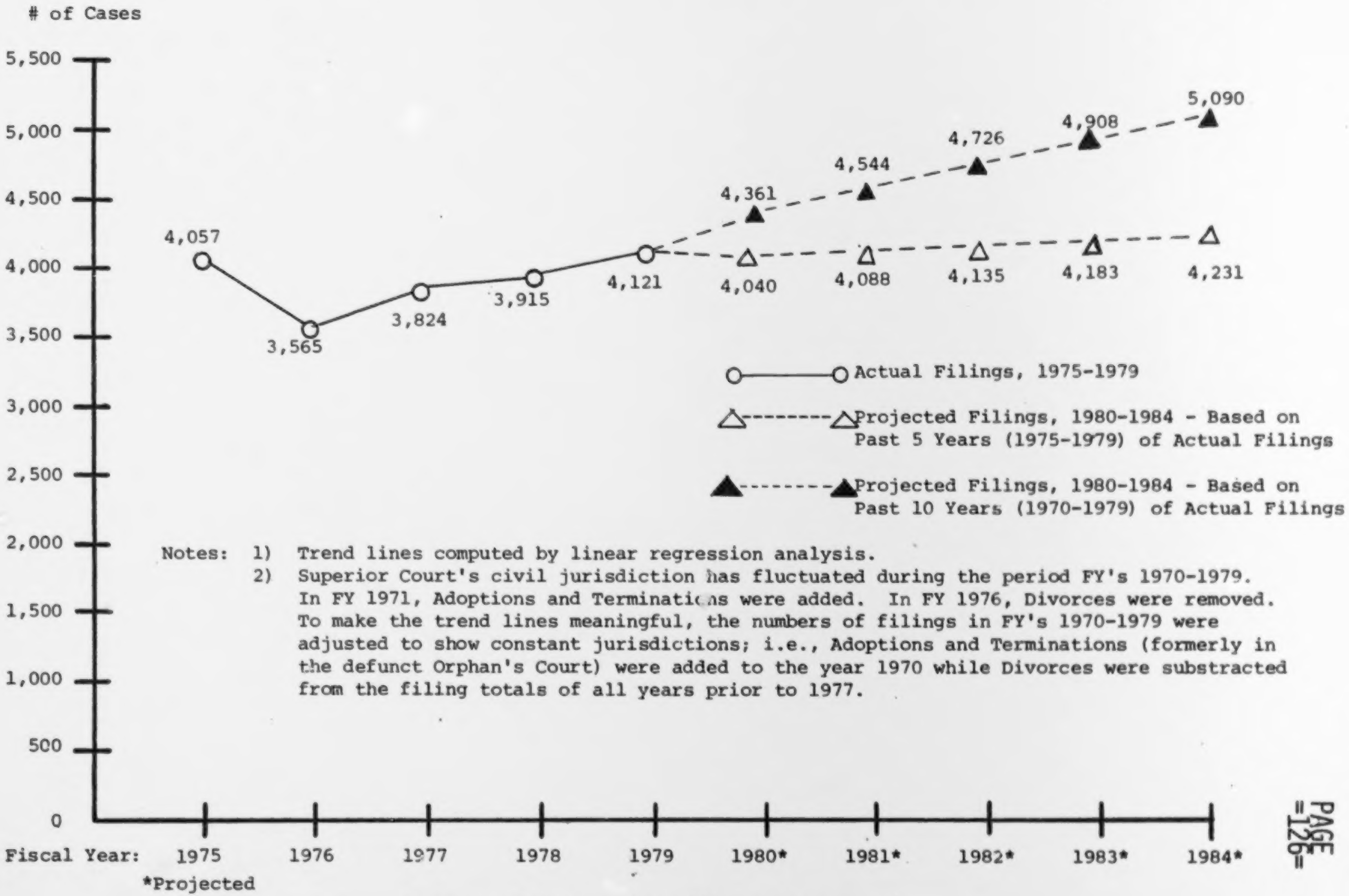


*Figures adjusted from 1978 Annual Report.

Source: Administrative Office of the Courts

SUPERIOR COURT

5-YEAR WORKLOAD PROJECTIONS
CIVIL CASES



Notes: 1) Trend lines computed by linear regression analysis.

2) Superior Court's civil jurisdiction has fluctuated during the period FY's 1970-1979. In FY 1971, Adoptions and Terminations were added. In FY 1976, Divorces were removed. To make the trend lines meaningful, the numbers of filings in FY's 1970-1979 were adjusted to show constant jurisdictions; i.e., Adoptions and Terminations (formerly in the defunct Orphan's Court) were added to the year 1970 while Divorces were substracted from the filing totals of all years prior to 1977.

Source: Administrative Office of the Courts

SUPERIOR COURT

FISCAL YEAR 1979

CIVIL TRIAL ACTIVITY

	# of Jury Trials	# of Non-Jury Trials	# of Special Jury Trials	Total # of Trials	Days In Trial	Average Length Per Trial
New Castle	66	52	4	122	234.54	1.92 days
Kent*	3	4	0	7	N.A.	N.A.
Sussex	5	13	0	18	N.A.	N.A.
State	74	69	4	147	N.A.	N.A.
Percentage of Total:	50.3%	46.9%	2.7%	100.0%		

CIVIL CALENDAR ACTIVITY

	Cases Tried		Cases Settled or Dismissed		Cases Continued for Settlement		Cases Continued Due to Lack of Judge		Cases Continued at Request of Attorney		Total Trials Scheduled	
New Castle	138	16.2%	316	37.1%	12	1.4%	61	7.2%	325	38.1%	852	100.0%
Kent*	7	8.1%	30	34.8%	6	7.0%	2	2.3%	41	47.7%	86	100.0%
Sussex	18	11.9%	50	33.1%	3	2.0%	2	1.3%	78	51.7%	151	100.0%
State	163	15.0%	396	36.4%	21	1.9%	65	6.0%	444	40.8%	1,089	100.0%

N.A. = Not Available

*Kent County information not available for July 1978 through February 1979.

Source: New Castle County, Kent County, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME

NEW CASTLE

	COMPLAINTS		MECHANIC'S LIENS AND MORTGAGES		TERMINATIONS AND ADOPTIONS	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	90	563.6 days	38	173.6 days	16	218.9 days
August 1978	63	297.8	28	58.1	21	164.1
September 1978	79	384.7	38	163.8	14	89.9
October 1978	93	379.0	27	108.1	24	115.1
November 1978	93	484.2	41	153.0	11	182.2
December 1978	98	433.0	27	144.5	16	171.0
January 1979	124	481.6	37	165.2	9	162.3
February 1979	250	845.4	31	208.5	17	238.5
March 1979	128	434.1	38	91.7	11	111.3
April 1979	102	448.6	41	140.5	11	92.6
May 1979	97	417.0	45	87.3	17	117.6
June 1979	126	512.4	43	279.6	18	127.7
TOTALS	1,343	521.2 days	434	150.5 days	185	150.0 days

	APPEALS		INVOLUNTARY COMMITMENTS		MISCELLANEOUS	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	15	278.1 days	45	56.6 days	22	68.1 days
August 1978	21	383.0	62	24.8	10	31.2
September 1978	17	370.2	50	53.2	7	49.9
October 1978	4	160.0	69	28.9	23	56.0
November 1978	12	342.5	38	65.5	15	59.4
December 1978	9	312.8	61	21.2	34	54.8
January 1979	15	347.9	48	55.1	49	59.6
February 1979	21	1,011.8	53	49.1	46	283.7
March 1979	11	428.8	48	24.9	12	10.0
April 1979	17	393.3	58	18.8	34	57.1
May 1979	20	321.6	56	23.7	51	48.2
June 1979	28	484.5	62	34.0	21	222.9
TOTALS	190	441.8 days	650	36.1 days	324	96.8 days

Avg. = Average

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME

KENT

	COMPLAINTS		MECHANIC'S LIENS AND MORTGAGES	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	10	431.5 days	5	72.3 days
August 1978	8	422.1	4	41.3
September 1978	3	223.0	9	87.0
October 1978	15	394.3	6	232.3
November 1978	10	149.6	4	111.3
December 1978	9	368.4	1	794.0
January 1979	10	856.3	4	142.0
February 1979	10	488.6	6	266.5
March 1979	15	277.7	3	66.7
April 1979	16	420.3	6	123.7
May 1979	16	459.4	3	64.7
June 1979	26	437.0	6	232.3
TOTALS	148	419.9 days	57	151.6 days

	TERMINATIONS AND ADOPTIONS		APPEALS		MISCELLANEOUS	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	8	129.5 days	0	- days	2	52.5 days
August 1978	11	114.1	0	-	0	-
September 1978	3	124.3	0	-	0	-
October 1978	7	170.9	0	-	1	126.0
November 1978	4	60.3	0	-	0	-
December 1978	7	91.4	0	-	0	-
January 1979	11	188.7	0	-	0	-
February 1979	1	184.0	0	-	0	-
March 1979	8	74.5	0	-	0	-
April 1979	10	162.6	3	589.0	1	16.0
May 1979	3	53.3	3	462.0	0	-
June 1979	4	133.0	4	460.8	0	-
TOTALS	77	128.8 days	10	499.6 days	4	61.8 days

Avg. = Average

Source: Kent County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME

SUSSEX

	COMPLAINTS		MECHANIC'S LIENS AND MORTGAGES	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	19	294.1 days	10	109.4 days
August 1978	17	490.4	9	58.1
September 1978	16	389.9	15	511.2
October 1978	15	282.6	5	52.8
November 1978	7	150.3	5	63.2
December 1978	26	431.0	5	727.8
January 1979	10	266.1	2	44.0
February 1979	11	246.2	9	84.0
March 1979	12	189.3	5	371.6
April 1979	12	319.0	13	76.0
May 1979	14	244.0	6	133.5
June 1979	15	186.3	4	75.5
TOTALS	174	312.3 days	88	207.9 days

	TERMINATIONS AND ADOPTIONS		APPEALS		MISCELLANEOUS	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	5	178.8 days	5	346.0 days	0	- days
August 1978	7	132.0	3	528.0	0	-
September 1978	6	38.3	3	247.7	4	165.3
October 1978	5	151.0	2	763.0	1	98.0
November 1978	2	50.5	2	159.5	2	24.0
December 1978	3	75.3	2	348.0	2	6.5
January 1979	3	175.0	1	240.0	1	12.0
February 1979	3	101.7	1	438.0	0	-
March 1979	3	136.7	1	182.0	0	-
April 1979	6	51.2	3	357.0	0	-
May 1979	3	65.3	1	186.0	2	5.0
June 1979	0	-	1	861.0	0	-
TOTALS	46	105.9 days	25	349.6 days	12	70.2 days

Avg. = Average

Source: Sussex County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME

STATE

	COMPLAINTS		MECHANIC'S LIENS AND MORTGAGES		TERMINATIONS AND ADOPTIONS	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	119	509.5 days	53	151.9 days	29	187.3 days
August 1978	88	346.3	41	56.5	39	144.2
September 1978	98	380.6	62	236.7	23	81.0
October 1978	123	369.1	38	120.4	36	130.9
November 1978	110	432.5	50	140.7	17	138.0
December 1978	133	428.2	33	252.6	26	138.5
January 1979	144	492.7	43	157.4	23	176.6
February 1979	271	807.9	46	191.7	21	216.3
March 1979	155	400.0	46	120.5	22	101.4
April 1979	130	433.1	60	124.9	27	109.3
May 1979	127	403.3	54	91.2	23	102.4
June 1979	167	471.3	53	258.8	22	127.8
TOTALS	1,665	490.4 days	579	159.3 days	308	138.1 days

	APPEALS		INVOLUNTARY COMMITMENTS		MISCELLANEOUS	
Month	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition	Number	Avg. Time Between Filing and Disposition
July 1978	20	253.3 days	45	56.6 days	24	66.8 days
August 1978	24	401.1	62	24.8	10	31.2
September 1978	20	351.8	50	53.2	11	91.8
October 1978	6	361.0	69	28.9	25	60.5
November 1978	14	316.4	38	65.5	17	58.7
December 1978	11	319.2	61	21.2	36	53.6
January 1979	16	341.1	48	55.1	50	58.6
February 1979	22	985.7	53	49.1	46	283.7
March 1979	12	408.3	48	24.9	12	10.0
April 1979	23	414.1	58	18.8	35	56.0
May 1979	24	333.5	56	23.7	53	46.5
June 1979	33	493.0	62	34.0	21	222.9
TOTALS	225	434.1 days	650	36.1 days	340	95.8 days

Avg. = Average

Source: New Castle, Kent, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - COMPLAINTS - PART ONE

NEW CASTLE

	Cases Placed for Trial		Cases Not Placed for Trial		Total Cases	
Month	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition
July 1978	34	706.1 days	56	477.1 days	90	563.6 days
August 1978	25	470.9	38	202.3	63	297.8
September 1978	33	569.2	46	252.3	79	384.7
October 1978	38	593.5	55	230.9	93	379.0
November 1978	48	676.0	45	279.6	93	484.2
December 1978	35	652.5	63	311.1	98	433.0
January 1979	54	668.8	70	337.2	124	481.6
February 1979	63	888.0	187	831.0	250	845.4
March 1979	62	672.2	66	210.4	128	434.1
April 1979	50	655.4	52	249.7	102	448.6
May 1979	38	644.8	59	270.3	97	417.0
June 1979	44	661.8	82	432.2	126	512.4
TOTALS	524	672.8 days	819	425.1 days	1,343	521.2 days
Percentage of Total:	39.0%		61.0%		100.0%	

KENT - SUSSEX - STATE

	Cases Placed for Trial		Cases Not Placed for Trial		Total Cases	
Month	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition
	--------------------------------Not Available--					

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - COMPLAINTS - PART TWO

NEW CASTLE

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	6	790.1 days	14	81.1 days	57	574.6 days	13	929.9 days	90	563.6 days
August 1978	12	534.1	21	66.1	26	320.4	4	658.0	63	297.8
September 1978	5	550.6	10	95.5	54	427.8	10	358.3	79	384.7
October 1978	6	772.5	8	42.8	70	388.6	9	341.6	93	379.0
November 1978	12	637.0	17	79.3	55	556.4	9	603.4	93	484.2
December 1978	10	635.1	13	293.5	62	440.0	13	384.1	98	433.0
January 1979	13	591.3	28	147.3	71	545.3	12	766.1	124	481.6
February 1979	8	924.1	24	58.2	65	432.8	153	1140.0	250	845.4
March 1979	13	617.7	28	127.9	69	487.3	18	573.8	128	434.1
April 1979	7	948.1	16	66.4	71	486.6	8	438.8	102	448.6
May 1979	10	713.3	23	52.9	54	540.4	10	292.0	97	417.0
June 1979	9	647.4	21	194.2	77	590.3	19	484.2	126	512.4
TOTALS	111	677.8 days	223	109.6 days	731	491.0 days	278	868.2 days	1343	521.2 days

No. = Number
Avg. = Average

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - COMPLAINTS - PART TWO

KENT

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	0	- days	1	31.0 days	7	460.9 days	2	529.0 days	10	431.5 days
August 1978	1	528.0	1	91.0	6	459.7	0	-	8	422.1
September 1978	0	-	1	30.0	2	319.5	0	-	3	223.0
October 1978	0	-	5	351.0	8	445.1	2	299.5	15	394.3
November 1978	0	-	4	51.0	5	247.2	1	56.0	10	149.6
December 1978	0	-	1	26.0	6	398.5	2	449.5	9	368.4
January 1979	1	1488.0	0	-	7	763.3	2	866.0	10	856.3
February 1979	2	397.5	0	-	7	497.4	1	609.0	10	488.6
March 1979	1	804.0	5	76.8	7	346.3	2	277.0	15	277.7
April 1979	2	174.0	2	33.0	10	513.8	2	586.5	16	420.3
May 1979	0	-	2	393.5	10	423.0	4	582.5	16	459.4
June 1979	1	176.0	5	40.2	17	497.1	3	844.7	26	437.0
TOTALS	8	517.4 days	27	132.6 days	92	466.1 days	21	549.7 days	148	419.9 days

No. = Number
Avg. = Average

Source: Kent County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - COMPLAINTS - PART TWO

SUSSEX

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	0	- days	7	131.9 days	9	465.3 days	3	158.7 days	19	294.1 days
August 1978	0	-	1	31.0	5	193.6	11	667.1	17	490.4
September 1978	0	-	5	391.2	7	306.6	4	534.3	16	389.9
October 1978	2	546.5	3	318.7	9	231.0	1	111.0	15	282.6
November 1978	0	-	3	111.3	3	136.3	1	309.0	7	150.3
December 1978	0	-	3	63.7	12	284.4	11	691.0	26	431.0
January 1979	1	456.0	1	52.0	6	206.8	2	456.0	10	266.1
February 1979	0	-	5	87.6	6	378.3	0	-	11	246.2
March 1979	0	-	5	139.2	7	225.0	0	-	12	189.3
April 1979	5	364.0	2	143.0	2	438.0	3	282.0	12	319.0
May 1979	1	370.0	8	205.1	4	296.3	1	218.0	14	244.0
June 1979	1	253.0	7	57.6	6	312.7	1	262.0	15	186.3
TOTALS	10	399.2 days	50	158.1 days	76	292.4 days	38	531.8 days	174	312.3 days

No. = Number
Avg. = Average

Source: Sussex County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - COMPLAINTS - PART TWO

STATE

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	6	790.1 days	22	95.0 days	73	550.2 days	18	756.8 days	119	509.5 days
August 1978	13	533.6	23	65.7	37	325.8	15	664.7	88	346.3
September 1978	5	550.6	16	183.8	63	410.9	14	408.6	98	380.6
October 1978	8	716.0	16	190.8	87	377.5	12	315.3	123	369.1
November 1978	12	637.0	24	78.6	63	511.9	11	526.9	110	432.5
December 1978	10	635.1	17	237.2	80	413.6	26	519.0	133	428.2
January 1979	15	642.1	29	144.0	84	539.3	16	739.8	144	492.7
February 1979	10	818.8	29	63.3	78	434.4	154	1136.6	271	807.9
March 1979	14	631.1	38	122.7	83	453.3	20	544.1	155	400.0
April 1979	14	628.9	20	70.7	83	488.7	13	425.3	130	433.1
May 1979	11	682.1	33	110.5	68	508.8	15	364.5	127	403.3
June 1979	11	568.7	33	141.9	100	557.8	23	521.5	167	471.3
TOTALS	129	646.3 days	300	119.8 days	899	471.7 days	337	810.5 days	1665	490.4 days

No. = Number
Avg. = Average

Source: New Castle, Kent, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - MECHANIC'S LIENS AND MORTGAGES - PART ONE

NEW CASTLE

	Cases Placed for Trial		Cases Not Placed for Trial		Total Cases	
Month	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition
July 1978	1	359.0 days	37	168.6 days	38	173.6 days
August 1978	1	177.0	27	53.7	28	58.1
September 1978	2	1,524.5	36	88.3	38	163.8
October 1978	1	1,254.0	26	64.0	27	108.1
November 1978	3	567.0	38	120.3	41	153.0
December 1978	0	-	27	144.5	27	144.5
January 1979	2	701.5	35	134.5	37	165.2
February 1979	1	1,316.0	30	171.6	31	208.5
March 1979	0	-	38	91.7	38	91.7
April 1979	1	548.0	40	130.3	41	140.5
May 1979	0	-	45	87.3	45	87.3
June 1979	2	127.0	41	287.0	43	279.6
TOTALS	14	718.6 days	420	131.6 days	434	150.5 days
Percentage of Total:	3.2%		96.8%		100.0%	

KENT - SUSSEX - STATE

	Cases Placed for Trial		Cases Not Placed for Trial		Total Cases	
Month	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition	Number	Average Elapsed Time from Filing to Disposition

----------------------------Not Available---

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - MECHANIC'S LIENS AND MORTGAGES - PART TWO

NEW CASTLE

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	0	- days	25	80.5 days	13	352.6 days	0	- days	38	173.6 days
August 1978	0	-	20	55.9	7	58.6	1	98.0	28	58.1
September 1978	0	-	32	165.2	5	101.8	1	435.0	38	163.8
October 1978	0	-	22	69.5	5	277.8	0	-	27	108.1
November 1978	0	-	28	77.8	12	299.8	1	496.0	41	153.0
December 1978	0	-	14	78.5	12	176.4	1	686.0	27	144.5
January 1979	1	342.0	28	106.0	7	335.7	1	451.0	37	165.2
February 1979	0	-	23	89.1	7	300.7	1	2310.0	31	208.5
March 1979	0	-	28	76.4	10	134.7	0	-	38	91.7
April 1979	1	548.0	28	54.9	12	306.4	0	-	41	140.5
May 1979	0	-	35	77.4	9	93.6	1	378.0	45	87.3
June 1979	1	137.0	25	76.0	16	607.4	1	267.0	43	279.6
TOTALS	3	342.3 days	308	86.1 days	115	283.9 days	8	640.1 days	434	150.5 days

No. = Number
Avg. = Average

Source: New Castle County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - MECHANIC'S LIENS AND MORTGAGES - PART TWO

KENT

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	0	- days	3	94.7 days	2	39.0 days	0	-	5	72.3 days
August 1978	0	-	2	26.5	2	56.0	0	-	4	41.3
September 1978	0	-	7	101.7	2	35.5	0	-	9	87.0
October 1978	0	-	3	36.0	3	428.7	0	-	6	232.3
November 1978	0	-	4	111.3	0	-	0	-	4	111.3
December 1978	0	-	0	-	0	-	1	794.0	1	794.0
January 1979	0	-	2	186.5	2	97.5	0	-	4	142.0
February 1979	0	-	3	333.7	2	183.5	1	231.0	6	266.5
March 1979	0	-	3	66.7	0	-	0	-	3	66.7
April 1979	0	-	3	50.0	2	111.5	1	369.0	6	123.7
May 1979	0	-	0	-	2	50.5	1	93.0	3	64.7
June 1979	0	-	3	364.7	3	100.0	0	-	6	232.3
TOTALS	0	- days	33	133.9 days	20	136.7 days	4	371.8 days	57	151.6 days

No. = Number
Avg. = Average

Source: Kent County Prothonotary

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - MECHANIC'S LIENS AND MORTGAGES - PART TWO

STATE

Cases Disposed of By:

	TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS	
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	0	- days	34	92.8 days	18	269.9 days	1	40.0 days	53	151.9 days
August 1978	0	-	27	57.3	13	51.5	1	98.0	41	56.5
September 1978	0	-	43	146.2	10	191.3	9	720.0	62	236.7
October 1978	0	-	29	63.9	9	302.6	0	-	38	120.4
November 1978	0	-	36	80.3	12	299.8	2	272.0	50	140.7
December 1978	0	-	16	82.3	12	176.4	5	980.4	33	252.6
January 1979	1	342.0	31	97.5	10	257.9	1	451.0	43	157.4
February 1979	0	-	30	87.9	14	215.3	2	1270.5	46	191.7
March 1979	0	-	33	104.7	13	222.3	0	-	46	120.5
April 1979	1	548.0	42	58.4	16	260.8	1	369.0	60	124.9
May 1979	0	-	38	79.6	13	90.9	3	289.0	54	91.2
June 1979	1	137.0	31	101.9	20	507.8	1	267.0	53	258.8
TOTALS	3	342.3 days	390	89.2 days	160	249.2 days	26	636.9 days	579	159.3 days

No. = Number
Avg. = Average

Source: New Castle, Kent, and Sussex County Prothonotaries

SUPERIOR COURT

FISCAL YEAR 1979
CIVIL PERFORMANCE
ELAPSED TIME - MECHANIC'S LIENS AND MORTGAGES - PART TWO

SUSSEX

		TRIAL		DEFAULT JUDGMENT		VOLUNTARY DISMISSAL		OTHER		TOTALS
Month	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition	No.	Avg. Time Between Filing and Disposition
July 1978	0	- days	6	143.0 days	3	65.3 days	1	40.0 days	10	109.4 days
August 1978	0	-	5	75.2	4	36.8	0	-	9	58.1
September 1978	0	-	4	72.5	3	444.3	8	755.6	15	511.2
October 1978	0	-	4	54.0	1	48.0	0	-	5	52.8
November 1978	0	-	4	67.0	0	-	1	48.6	5	63.2
December 1978	0	-	2	108.5	0	-	3	1140.7	5	727.8
January 1979	0	-	1	54.0	1	34.0	0	-	2	44.0
February 1979	0	-	4	53.5	5	108.4	0	-	9	84.0
March 1979	0	-	2	157.5	3	514.3	0	-	5	371.6
April 1979	0	-	11	65.0	2	136.5	0	-	13	76.0
May 1979	0	-	3	55.3	2	119.5	1	396.0	6	133.5
June 1979	0	-	3	55.0	1	137.0	0	-	4	75.5
TOTALS	0	- days	49	78.7 days	25	179.7 days	14	710.8 days	88	207.9 days

No. = Number
Avg. = Average

Source: Sussex County Prothonotary

Law Libraries

LAW LIBRARIES

There are three Law Libraries located in the State of Delaware, staffed and maintained by state funds and each presided over by a Law Librarian. The libraries are named after the counties in which they are situated.

The primary function of the Law Libraries is to provide a legal information center for the Judiciary, Public Defender's Office, legal representatives of counties and municipalities, city solicitors, and members of the Delaware Bar. They are also the official depositories for state laws, administrative regulations, and court rules. The libraries are made available to registered law students to assist them in preparation for state bar examinations and in their legal education. All three libraries are designated as official depository libraries by the U. S. Government Printing Office. As state-supported agencies, the libraries are available to the general public during normal working hours. Aid and assistance is rendered to persons wishing to make use of the facilities.

The New Castle County Law Library, located in the Public Building, Wilmington, Delaware, is the busiest of the three libraries. It houses in excess of 20,000 books and there is presently seated working space for 26 persons at one time. The facility is maintained and administered by one full-time Law Librarian and one part-time assistant. The Kent County Law Library, due to its location, is designated as the State Library. It houses the largest legal library maintained by the state with about 35,000 volumes and is staffed by one full-time librarian and one part-time assistant. The Sussex County Law Library is staffed by one Law Librarian and houses over 13,000 volumes.

All three libraries are currently in need of space for expansion due to the growing number of volumes. In addition, the Kent and Sussex Libraries have recently experienced physical problems - leaking roofs in Kent and structural difficulties in Sussex.

The Law Libraries are responsible for administrative library work as well as maintaining the bookkeeping records required by the State. These duties and responsibilities include but are not limited to the following: insertion of pocket parts, maintenance of loose leaf service bookkeeping for the agency's accounts, preparing invoices for library expenditures, filing and indexing reported and unreported opinions from the several courts, obtaining and filing copies of rules and regulations promulgated by the governmental agencies, maintaining of books and their monetary values, obtaining and filing statutes from the legislative council and other states, handling requests from various persons for information contained in the library, handling special requests for research work from the judges, planning and recommending development and improvement of services, writing reports, and performing other duties associated with library work.

LAW LIBRARIES

PERSONNEL

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Law Librarian Harriet Yucht	Law Librarian Carol N. Russell	Law Librarian Mary F. Tylecki
Assistant Librarian Kevin E. Walsh	Assistant Librarian Judy Skadsburg	

ADDRESSES

New Castle County Law Library Public Building 1020 King Street Wilmington, Delaware 19801 (571-2537)	Kent County Law Library Kent County Courthouse 38 The Green Dover, Delaware 19901 (678-5467) (736-1525)	Sussex County Law Library Sussex County Courthouse The Circle Georgetown, Delaware 19947 (856-5483) (856-5235)

Family Court

FAMILY COURT

Legal Authorization

The Family Court Act, Title 10, Chapter 9, Delaware Code, authorizes the Family Court.

Geographic Organization

The Family Court is a unified statewide Court with branches in New Castle County at Wilmington, Kent County at Dover, and Sussex County at Georgetown.

Legal Jurisdiction

The Family Court has broad civil and criminal jurisdiction over domestic relations matters and over juveniles (persons under 18 years of age) who are dependent, neglected, or delinquent.

Domestic relations jurisdiction includes divorces and annulments, property settlements, separate maintenance of spouses, custody and visitation of children, non-support of dependents, and actions involving family discord.

Matters heard in the interest of a child include neglect, abuse, abandonment, and contribution to the delinquency of a minor, and juvenile delinquency.

The Family Court does not have jurisdiction over adults charged with felonies nor juveniles charged with first degree murder, rape, and kidnapping.

Appeals are made, usually on the record, to Superior Court, except divorce and support cases, which are appealed on the record to the Supreme Court.

Judges

Number: There are 12 judges of equal judicial authority; one is appointed Chief Judge with administrative responsibility for the Court, and the remaining 11 are Associate Judges.

Appointment: The Governor appoints Family Court judges with the consent of the Senate.

Tenure: The judges are appointed for 12-year terms.

Qualifications: Judges must have been duly admitted to the practice of law before the Supreme Court of Delaware at least five years prior to appointment and must have a knowledge of the law and interest in and understanding of family and child problems. They shall not practice law during their tenure and may be reappointed. The Chief Judge may reside in any county. After appointment, 7 of the Associate Judges must reside in New Castle County, one in Kent County, one in Sussex County, and one in either Kent or Sussex County.

Other Judicial Personnel

The Chief Judge appoints and commissions suitable persons, who must have resided in the State for at least five years prior to appointment, to act as masters in the Court. Masters may hear any matter properly before them, and their decisions become judgments of the Court unless disapproved by a judge. Parties may request a review de novo by a judge, by petitioning in writing within 15 days of the master's decision.

Support Personnel

The Family Court employs a staff of more than 200 persons in addition to the judiciary. The staff includes clerks of court, judicial secretaries, counselors, accounting personnel, clerks, clerk-typists, bailiffs, and process servers.

Caseload Trend

The Family Court's caseload has maintained a steady rise. Not only has the caseload increased in volume but it has also increased in complexity due to the divorce jurisdiction added in November, 1975 and the Mandatory Sentencing Law declared constitutional in December, 1977.

In the three years between FY 1976 and FY 1979, the workload of Family Court increased by a total of 22.4%. The projected increase for the 5-year period ending with FY 1984 ranges from 11.7% to 19.6%.

FAMILY COURT

JUDICIARY

Chief Judge
Hon. Robert D. Thompson (10/25/86)
Grace Davis, Secretary
(856-5301)

New Castle County
Associate Judges

Hon. Elwood F. Melson, Jr. (2/1/77)
Anne Botto, Secretary
(571-2251)
Hon. Roxana C. Arsht (7/28/83)
Sally McKendrick, Secretary
(571-2257)
Hon. Robert W. Wakefield (3/16/84)
Suzanne Herrmann, Secretary
(571-2254)
Hon. James J. Horgan (9/29/88)
Sharon Cooper, Secretary
(571-2229)
Hon. Jay Paul James (6/30/90)
Bernadette DeFrancesco, Secretary
(571-2226)
Hon. Karl J. Parrish (10/30/90)
Carol Walton, Secretary
(571-2232)
Hon. Vincent J. Poppiti (1/24/91)
Mary Jane DeMatteis, Secretary
(571-2432)
Hon. John T. Gallagher (11/6/91)
Lynn Booth, Secretary
(571-3923)

Kent County
Associate Judges

Hon. David P. Buckson (4/24/87)
Ruth Potter, Secretary
(678-4565)
Hon. Roger D. Kelsey (7/28/87)
Karen Price, Secretary
(678-4513

Sussex County
Associate Judges

Hon. William Swain Lee (7/1/89)
Mary Lu McCabe, Secretary
(856-5417)

FAMILY COURT

SUPPORT PERSONNEL

MASTERS

Chief Master
D. Thomas Reardon
Edith White, Secretary
(571-2327)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Masters William H. McDonough Ellen McGaughan, Secretary (571-2417) David J. Haley Margaret Creswell, Secretary (571-2303) Frederic H. Kenny (571-2593) Nathan Rosbrow	Gary E. Grubb (678-4501) James F. Truitt*	
Pretrial Conference Hearing Officer Francine Gritz		
Legal Stenographers Evelyn Barkovic Cynthia Parker Carol Strannahan Susan Taylor	Gail DiPietro Carol Paisley	Shirley Downs Lisa Smith
Clerk Stenographers Kathleen Mort Patricia Kane Sharon Smith Vacant	Mary Blair	Barbara Wise Carol Bader (Federally Funded) Vicki Jones

*Also Deputy Director of Court Operations

FAMILY COURT

SUPPORT PERSONNEL

STATE OFFICE

COURT OPERATIONS

Director
William E. Davies
Patti Sobocinski, Secretary
(571-2209)

Assistant Director for Treatment Services
Ernest W. Goldsborough
(571-2818)

Clinical Psychologist
Joseph Grande
(571-2238)

Assistant Director for Planning and Research
Emmett Partin
(571-2215)

Management Analysts
Ralph Turner
(571-2214)
Jerry Bilton
(571-2152)
Joseph Gallagher

Statisticians
Ocie Lindh
(571-2319)
Coetta Baker (Federally Funded)

Statistical Clerk
Alice Stark

Clerk Typist
Pat Sanchez

FISCAL SERVICES

Director
William B. Breighner
(571-2222)

Accountants
John Jett
Julian Himber (Federally Funded)
Diane DiStefano, Assistant

Account Clerks
Velma Foertsch
Betty Rago
Conrad Rechsteiner (Federally Funded)
Debbie Shirk
Gerri Dow
Jeannette Martin (Federally Funded)

Clerk Typists
Jari Potts
Virginia Slater

PERSONNEL SERVICES

Director of Personnel and Training
Robert Jackson
(571-2250)

Administrative Assistant
Odessa Thomas
(571-2211)

Program and Staff Development
Helen Bass
(571-2627)

ADMINISTRATIVE STAFF TO CHIEF JUDGE

Executive Assistants
James Murray
(856-5301)
Michael K. Newell
(571-2305)

Administrative Assistants
Polly Bowen
(571-2206)

Law Clerk
Susan Paikin
(571-2212)

FAMILY COURT

SUPPORT PERSONNEL (CONTINUED)

COURT OPERATIONS

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Deputy Directors Edmund G. Pierce Debbie Faries, Secretary	James F. Truitt Maureen Haldeman, Secretary	Robert F. Stuart
Manager, Clerk of Court Services Mary Lawson	Manager, Clerk of Court and Judicial Operations Richard Speed	Manager, Clerk of Court Services Ann Spicer
Clerks of Court Teresa Donovan Donna Ward	Linda Lesser Wanda Haldeman	Charlotte Kirsch
Deputy Clerks Ann Dorris Margaret Dougherty Evelyn O'Neal Clyde Taggart Frank Ginocchio	Doris Thompson Deborah Webb	Diane Potter Bonnie Short
Clerks Lorraine Brunk Helen Marshall Georgia McCluney Stanley Waclawski Andrea Hall Kathleen Murphy (Federally Funded) Vacant (Federally Funded)		
Community & Public Relations Coordinator Krista Mitchell		
Counter Clerk Michelle Civitarese (Federally Funded)		

FAMILY COURT

SUPPORT PERSONNEL (CONTINUED) COURT OPERATIONS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Clerk Typists		
Mary Battin	Denise Davis	Donna Mowbray
Jennie Dunn	Margaret Craik	Robin Joseph
Janice Hemingway		
Darlene Hemphill		
Cathy Lloyd		
Laverne Evans (Federally Funded)		
Joan Prettyman (Federally Funded)		
Betty Chambers		
Donzella Selby		
Debbie Whye		
Bailiffs		
Gerry Angeline	Robert Depuy	Joseph Gorecki
Laura Collins	Wesley Kuhns	George Lynch
Phil DiSabatino	Edward Moffet	William Walls (Federally Funded)
Paula Dominick		
Robert S. Jackson		
Robert Johnson		
Robert Jones		
Paul Pennell		
Carl Wynn		
Larry Maichle (Federally Funded)		
Loretta Rufo		
R. McDonald Norman		

FAMILY COURT

SUPPORT PERSONNEL (CONTINUED) COURT OPERATIONS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Process Server		
Vacant		
Receptionists		
Mary Jane Kidd	Terry Lavacca	Jan McDowell
Evelyn Galarza		
Doris Johnson		
Accounting Clerks		
Sherry McCarthy	Marianne Truitt	Evelyn Baker
Maintenance Mechanic		
Harrison Wilkerson		
Manager, Judicial Operations		
Randall E. Williams		
Clerk of Court		
Amanda Powell		
Deputy Clerk		
Vacant		
Clerk Typists		
Janet Slagowski		
Toni Wiggins		
Joan Nichols		
Mary Lou DiMartino		
Alma Hackett		
Sue Robinson		
Pat Marshall		
Kim Schwanker		
Mary Beth Buskirk		

FAMILY COURT

SUPPORT PERSONNEL (CONTINUED) COURT OPERATIONS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Counselor Supervisor Ana DePaul	Social Service Administrator Ruth Betts	
Counselors Cathy Rossi Mary Wurster Sean Hebbel Janis Fehnel Tim Brandau Lynn Shreve Ernest Lindemer Vacant	Human Services Worker Karen Puchalsky	
Counselor Trainee Donald Watts		
Legal Assistant Denise West		
Manager of Diversion Francis Jornlin	Diversion/Mediation and Treatment Operations Manager Vacant	Manager of Treatment and Diversion Daniel P. Myers
Clerk of Court Della Dunning		
Deputy Clerk Pat Clymer		
Clerk Typists Vacant (Federally Funded) Barbara Deptula Donna Roberts Carrie Klein Mary Fedele	Ann Vornholt	July Maddox (Federally Funded) Sharon Harrold (Federally Funded) Gail Rogers

FAMILY COURT

SUPPORT PERSONNEL (CONTINUED)

COURT OPERATIONS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Clerk Typists (Continued)		
Charmayne Grinnell		
Connie Merena		
Joan Montgomery		
Sherry Ellegood (Federally Funded)		
Counselor Supervisor		
Joyce King		
Counselors		
Robert Benjamin	Larry Mayan	Jackie Howard
Elizabeth Johnson	Donna Speed	Ann Maloney
Ken Phillips		Hope Murray
Odis Pough		Raymond Quillen
Henry Pringle		Melba Webb
Judy Coon (Federally Funded)		
Elizabeth Fahey (Federally Funded)		
Curtis Foster (Federally Funded)		
Support Officers		
Deana Jackson	James Sylvester	Kathryn Folk
Edith Wexler		
Ernie Eggleston		
Human Services Specialist		
Margaret Cathcart		
Manager of Treatment Services		
Regena Manley		
Counselor Supervisor		
J. J. Nuttall		

FAMILY COURT

SUPPORT PERSONNEL (CONTINUED) COURT OPERATIONS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Counselors		
Craig Fromme	Denise Schultz	
Paul O'Neill	Robert Wall	
Ken Ryser	Paul Brown	
Patti Salzenberg		
Counselor Trainees		Social Service Administrator
Patricia Gignic		Clarence Truitt
Alvin Paulin		
Human Services Specialists		Human Service Workers
Pat Ryan		Marion Hudson
Evelyn Tate		Denise James (Federally Funded)
Clerk Typist		
Margaret Jau		
Restitution Project Director		
Janice Bodie (Federally Funded)		
Social Service Administrator		
Bernice Lieberman (Federally Funded)		
Counselors		
Kathy Clemmons (Federally Funded)	Mary Guy (Federally Funded)	Molly DeCoster (Federally Funded)
Gerry Mousley (Federally Funded)		
Counselor Trainees		
Steve DiSabatino (Federally Funded)		
Susan Fromme (Federally Funded)		
Jackie Gellens (Federally Funded)		
Human Services Workers		
Willie Calloway (Federally Funded)	Trudy Mifflin (Federally Funded)	
Bettie Smith (Federally Funded)	Beth Lore (Federally Funded)	

FAMILY COURT

SUPPORT PERSONNEL

COURT OPERATIONS (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Clerk Typists		
Anita Butcher (Federally Funded)		Sherry Sheldon (Federally Funded)
Maxine Wiggins (Federally Funded)		

ADDRESSES

The Family Court
P.O. Box 2359
600 North Market Street
Wilmington, DE 19899
(571-2200)

The Family Court
P.O. Box 310
Arden Building
11 North Street
Dover, DE 19901
(678-4501)

The Family Court
P.O. Box 609
Family Court Building
The Circle
Georgetown, DE 19947
(856-7702)

FAMILY COURT

FISCAL YEAR 1979
WORKLOAD
EXPLANATORY NOTES

1. The unit of count in Family Court adult criminal and juvenile delinquency cases is the defendant.

2. A defendant is defined as an individual brought before Family Court during the fiscal year. A defendant with more than one charge against him is counted as one defendant. A defendant brought before Family Court twice during the same fiscal year for separate incidents is counted as one defendant.

3. Adult criminal defendants and juvenile delinquency traffic and status defendants are rarely brought before Family Court twice in the same year on separate incidents. There are approximately 40% more juvenile delinquency felony incidents per year than there are defendants; in other words, on the average 100 juvenile delinquency defendants will be brought before Family Court for 140 felony incidents. There are approximately 20% more juvenile delinquency misdemeanor incidents per year than there are defendants.

4. The unit of count in divorces and annulments and other civil cases is the petition.

5. The number of civil petitions is virtually identical to the number of petitioners.

6. All filing, disposition, and pending statistics use these definitions.

FAMILY COURT

FISCAL YEAR 1979
WORKLOAD

	# of Defendants and Civil Petitions				
NEW CASTLE	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Adult Criminal	155	1,824	1,811	168	+ 13
Juvenile Delinquency	802	6,656	6,699	759	- 43
Divorces and Annulments	697	2,261	2,451	507	-190
Other Civil	896	7,016	6,487	1,425	+529
TOTALS	2,550	17,757	17,448	2,859	+309

	# of Defendants and Civil Petitions				
KENT	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Adult Criminal	48	267	250	65	+ 17
Juvenile Delinquency	219	1,157	1,145	231	+ 12
Divorces and Annulments	208	772	789	191	- 17
Other Civil	363	2,290	2,125	528	+165
TOTALS	838	4,486	4,309	1,015	+177

	# of Defendants and Civil Petitions				
SUSSEX	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Adult Criminal	17	254	267	4	- 13
Juvenile Delinquency	86	1,129	1,114	101	+ 15
Divorces and Annulments	94	527	494	127	+ 33
Other Civil	337	2,721	2,843	215	-122
TOTALS	534	4,631	4,718	447	- 87

	# of Defendants and Civil Petitions				
STATE	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Adult Criminal	220	2,345	2,328	237	+ 17
Juvenile Delinquency	1,107	8,942	8,958	1,091	- 16
Divorces and Annulments	999	3,560	3,734	825	-174
Other Civil	1,596	12,027	11,455	2,168	+572
TOTALS	3,922	26,874	26,475	4,321	+399

Source: Director of Court Operations, Family Court, and Administrative Office of the Courts

FAMILY COURT

FISCAL YEAR 1979
TOTAL FILINGS

	# of Defendants and Civil Petitions									
	Adult Criminal		Juvenile Delinquency		Divorces and Annulments		Other Civil		TOTALS	
New Castle	1,824	10.3%	6,656	37.5%	2,261	12.8%	7,016	39.5%	17,757	100.0%
Kent	267	6.0%	1,157	25.8%	772	17.2%	2,290	51.0%	4,486	100.0%
Sussex	254	5.5%	1,129	24.4%	527	11.4%	2,721	58.8%	4,631	100.0%
State	2,345	8.7%	8,942	33.3%	3,560	13.2%	12,027	44.8%	26,874	100.0%

JUVENILE DELINQUENCY FILINGS

	# of Defendants									
	Felony		Misdemeanor		Traffic		Status		TOTALS	
New Castle	1,638	24.6%	3,978	59.8%	544	8.2%	496	7.4%	6,656	100.0%
Kent	231	20.0%	714	61.7%	107	9.2%	105	9.1%	1,157	100.0%
Sussex	172	15.2%	710	62.9%	112	9.9%	135	12.0%	1,129	100.0%
State	2,041	22.8%	5,402	60.4%	763	8.5%	736	8.2%	8,942	100.0%

OTHER CIVIL FILINGS

	# of Petitions															
	New Support		Arrearages and Modifications		Custody/ Visitation		Visitation		Imperiling		Ancillary Matters		Other Civil		TOTALS	
New Castle	1,975	28.1%	1,640	23.4%	1,264	18.0%	382	5.4%	553	7.9%	628	9.0%	574	8.2%	7,016	100.0%
Kent	780	34.1%	456	19.9%	669	29.2%	102	4.5%	16	0.7%	178	7.8%	89	3.9%	2,290	100.0%
Sussex	650	23.9%	845	31.1%	732	26.9%	107	3.9%	15	0.6%	223	8.2%	149	5.5%	2,721	100.0%
State	3,405	28.3%	2,941	24.5%	2,665	22.2%	591	4.9%	584	4.8%	1,029	8.6%	812	6.8%	12,027	100.0%

Source: Director of Court Operations, Family Court

FAMILY COURT

FISCAL YEAR 1979
TOTAL DISPOSITIONS

# of Defendants and Civil Petitions

	Adult Criminal		Juvenile Delinquency		Divorces and Annulments		Other Civil		TOTALS	
New Castle	1,811	10.4%	6,699	38.4%	2,451	14.0%	6,487	37.2%	17,448	100.0%
Kent	250	5.8%	1,145	26.6%	789	18.3%	2,125	49.3%	4,309	100.0%
Sussex	267	5.7%	1,114	23.6%	494	10.5%	2,843	60.3%	4,718	100.0%
State	2,328	8.8%	8,958	33.8%	3,734	14.1%	11,455	43.3%	26,475	100.0%

Source: Administrative Office of the Courts

FAMILY COURT

COMPARISON - FISCAL YEARS 1978-1979

WORKLOAD

FILINGS

	# of Defendants and Civil Petitions			
	1978	1979	Change	% Change
New Castle	17,018	17,757	+ 739	+ 4.3%
Kent	4,147	4,486	+ 339	+ 8.2%
Sussex	4,368	4,631	+ 263	+ 6.0%
State	25,533	26,874	+1,341	+ 5.3%

DISPOSITIONS

	# of Defendants and Civil Petitions			
	1978	1979	Change	% Change
New Castle	N.A.	17,448	N.A.	N.A.
Kent	N.A.	4,309	N.A.	N.A.
Sussex	N.A.	4,718	N.A.	N.A.
State	N.A.	26,475	N.A.	N.A.

PENDING AT END OF YEAR

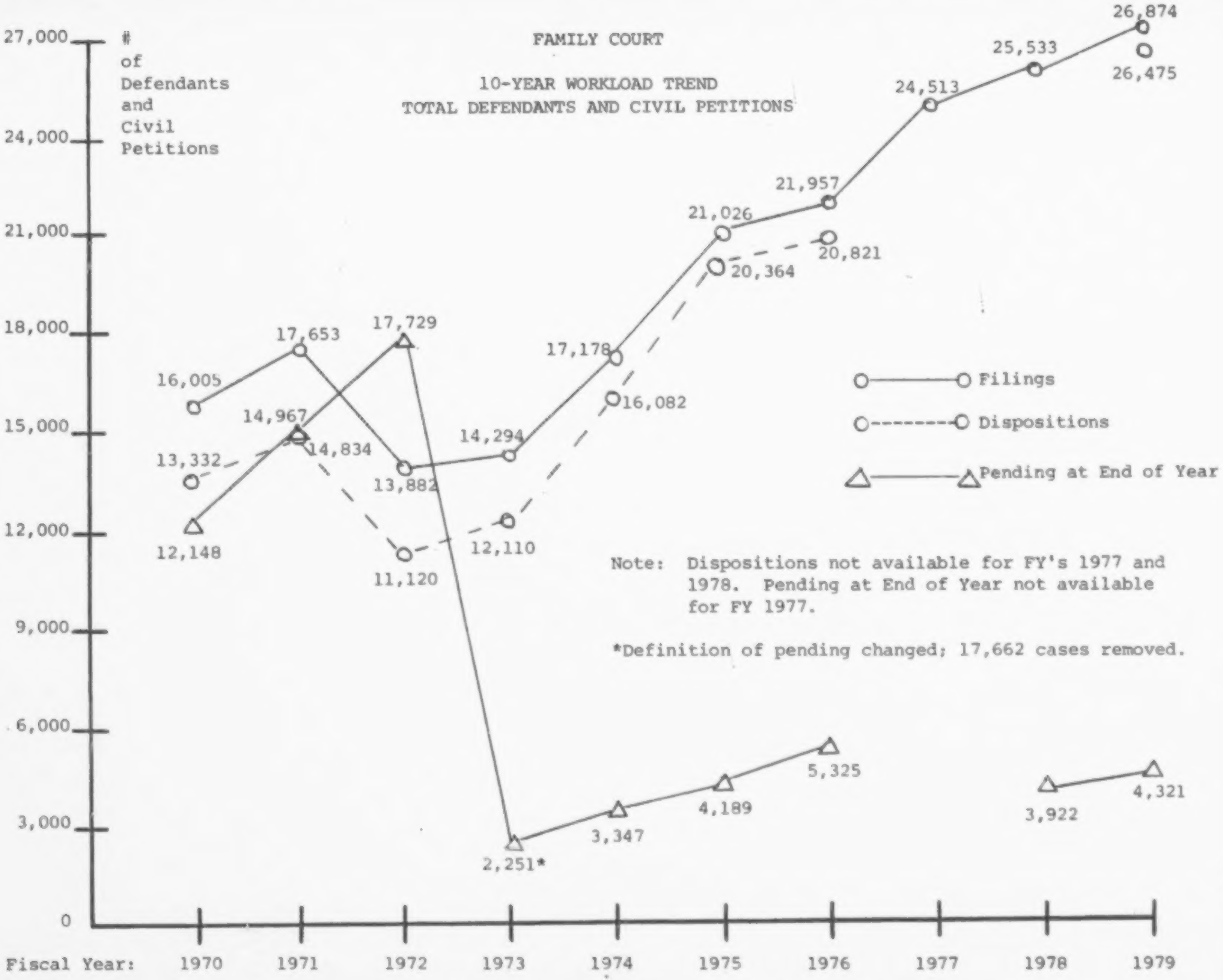
	# of Defendants and Civil Petitions			
	1978	1979	Change	% Change
New Castle	2,550	2,859	+ 309	+12.1%
Kent	838	1,015	+ 177	+21.1%
Sussex	534	447	- 87	-16.3%
State	3,922	4,321	+ 399	+10.2%

N.A. = Not Available

Source: Director of Court Operations, Family Court, and Administrative Office of the Courts

FAMILY COURT

10-YEAR WORKLOAD TREND
TOTAL DEFENDANTS AND CIVIL PETITIONS



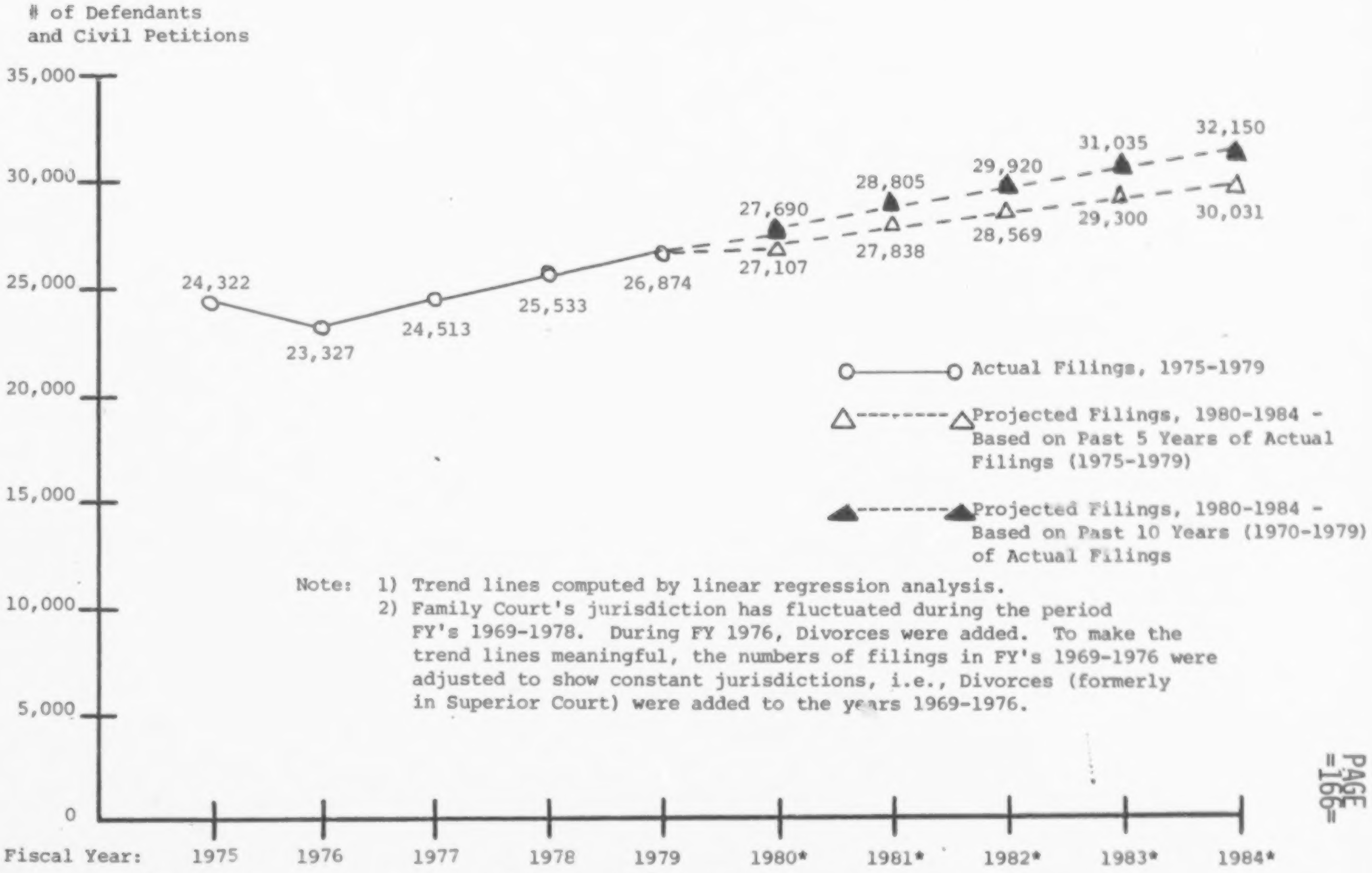
Note: Dispositions not available for FY's 1977 and 1978. Pending at End of Year not available for FY 1977.

*Definition of pending changed; 17,662 cases removed.

Source: Administrative Office of the Courts

FAMILY COURT

5-YEAR WORKLOAD PROJECTIONS
TOTAL DEFENDANTS AND CIVIL PETITIONS



Note: 1) Trend lines computed by linear regression analysis.
2) Family Court's jurisdiction has fluctuated during the period FY's 1969-1978. During FY 1976, Divorces were added. To make the trend lines meaningful, the numbers of filings in FY's 1969-1976 were adjusted to show constant jurisdictions, i.e., Divorces (formerly in Superior Court) were added to the years 1969-1976.

*Projected

Source: Administrative Office of the Courts

Court
of
Common
Pleas

COURT OF COMMON PLEAS

Legal Authorization

The statewide Court of Common Pleas was created by 10 Delaware Code, Chapters 13, 15, and 16, effective July 5, 1973.

Geographic Organization

The Court of Common Pleas sits in each of the three counties at the respective county seats.

Legal Jurisdiction

The Court of Common Pleas has statewide jurisdiction which includes concurrent jurisdiction with Superior Court in civil actions where the amount involved, exclusive of interest, does not exceed $5,000 on the complaint. There is no limitation in amount on counterclaim. All civil cases are tried without a jury.

The Court has criminal jurisdiction over all misdemeanors occurring in the State of Delaware except drug-related cases (other than possession of marijuana), and those occurring within the corporate limits of the City of Wilmington. It also is responsible for all preliminary hearings. Jury trial is available to all defendants but in New Castle County jury trials are referred to Superior Court for disposition.

Judges

There are five Judges of the Court of Common Pleas, one Chief Judge and four Resident Judges. The Judges are appointed by the Governor with the consent of the Senate for 12 year terms and must have been actively engaged in the general practice of law in the State of Delaware for at least five years. No more than a majority of one judge may be from the same political party.

Support Personnel

Personnel are appointed by the Chief Judge of the Court of Common Pleas, and consist of a Court Administrator (Chief Clerk), one Chief Deputy Clerk for each county, and such other employees as are necessary, including Bailiffs, Court Reporters, Secretaries, Clerks, Presentence Officers, etc.

Caseload Trend

The number of criminal and civil cases filed in the Court of Common Pleas rose dramatically in FY 1979. This is in sharp contrast to the reduction in civil cases filed in the Court of Common Pleas during FY 1978. Criminal case filings again rose in all three counties, ranging from 6.3% to 30.5% with a statewide increase of 13.4%, in contrast to the statewide FY 1978 increase of 3.3%. There was a substantial increase in the number of civil case filings also, with all of the counties rising by over 20% and the state showing an increase of 22.6%. This is a dramatic change from the 10.6% decrease in civil case filings for the state in FY 1978. It thus appears that the 1978 decrease in civil case filings was an anomaly. It should be noted that civil cases filed have become more complicated and there has been a tremendous increase in the use of motion practice and discovery procedures. While this delays disposition in a number of cases, it is felt that the disposal of more complicated cases better serves the whole judicial system in the general movement of civil cases.

It was anticipated that the Court's space limitation problem would have been solved by this time; this, however, has not been accomplished. The Court's program has been delayed by the inability to obtain the necessary approvals to proceed from the Department of Administrative Services, which controls the bond money appropriated for this purpose.

COURT OF COMMON PLEAS

Chief Judge

Hon. Robert H. Wahl (10/6/83)
Beulah O. Goldsborough, Secretary
(571-2410)

New Castle County Resident Judges

Hon. Arthur F. DiSabatino (10/6/83)
Margaret Renai, Secretary
(571-2410)
Hon. William C. Bradley, Jr. (9/29/88)
Peggy Papili, Secretary
(571-2410)

Kent County Resident Judge

Hon. Merrill C. Trader (9/12/84)
Mary Elyn Massey, Secretary
(678-4617)

Sussex County Resident Judge

Hon. Paul E. Ellis (4/18/85)
Katherine Truitt, Secretary
(856-5333)

COURT OF COMMON PLEAS

SUPPORT PERSONNEL

Court Administrator
Carole B. Kirshner
Nancy Bader, Secretary
(571-2804)

	NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Chief Deputy Clerks	Timothy Donovan, Jr. (571-2430)	Ruth Biddle (478-4618)	Doris Wilkins (856-5333)
Deputy Clerks	Angeline M. Pineault	Anna Benton	Jean Henry
Assistant Clerks	Maryanne Hairsine Phyllis Feingold	Frances Bergold	
Account Supervisor	Patricia Fromal		
Collections Officer	Louis Slutsky		
Court Reporters	Carol Schatzman Cheryl Simmons Jacalyn Anstey Marie Fontello, Typist Transcriber (571-2863)	Sheila Dougherty	Raymond Kenny Vera Elliott, Typist Transcriber

COURT OF COMMON PLEAS

SUPPORT PERSONNEL (CONTINUED)

NEW CASTLE COUNTY	KENT COUNTY	SUSSEX COUNTY
Presentence Officers		Alcohol Coordinating Counselor
John Jaremchuk, Jr.		Dallas Fleetwood
Carolyn Short		
Renee Coddington		
Diane Korolog, Secretary (571-2807)		
Clerk Typists		
Mary Pasquale		
Judy Creedon		
Catherine Booth		
Anita Wahl		
Elizabeth Jonkiert		
Vacant		
Karen Gallagher		
Cynthia Reinholz		
Bailiffs		
Richard Hurst	David Reid	Donald Beebe
Robert McGee, III	Mary McFaul	R. Burton Hicks
Alan Haase		
William Arterbridge		
Dominick Pilli		

ADDRESSES

Court of Common Pleas	Court of Common Pleas	Court of Common Pleas
Public Building	Kent County Courthouse	Sussex County Courthouse
1020 King Street	38 The Green	The Circle
Wilmington, Delaware 19801	Dover, Delaware 19901	Georgetown, Delaware 19947

COURT OF COMMON PLEAS

FISCAL YEAR 1979
CRIMINAL CASES*
WORKLOAD

FILINGS

	Original Filings**	Optional Transfers#	Mandatory Transfers¶	TOTALS	Preliminary Hearings
New Castle	152	3,770	899	4,821	2,884
Kent	81	795	226	1,102	800
Sussex	8	1,170	310	1,488	809
State	241	5,735	1,435	7,411	4,493

DISPOSITIONS

	Jury		Non-Jury		TOTALS	
New Castle	0	0.0%	4,818	100.0%	4,818	100.0%
Kent	45	4.1%	1,041	95.9%	1,086	100.0%
Sussex	5	0.3%	1,485	99.7%	1,490	100.0%
State	50	0.7%	7,344	99.3%	7,394	100.0%

PENDING AT END OF YEAR

	Capiases		Triable		TOTALS	
New Castle	504	62.1%	307	37.9%	811	100.0%
Kent	31	28.4%	78	71.6%	109	100.0%
Sussex	40	17.6%	187	82.4%	227	100.0%
State	575	50.1%	572	49.9%	1,147	100.0%

CHANGES IN PENDING

	Capiases	Triable	TOTALS
New Castle	-111	+114	+ 3
Kent	+ 17	- 1	+16
Sussex	+ 22	- 24	- 2
State	- 72	+ 89	+17

*The unit of count for criminal cases is the charge. For example, a defendant brought before the court on 3 charges would be counted as 3 cases.

**Matters filed initially in the Court of Common Pleas.

#Cases originally filed in Justice of the Peace Courts which were transferred to the Court of Common Pleas at the option of the defendant.

¶Matters originally filed with Justices of the Peace which by statute must be transferred to the Court of Common Pleas.

Source: Court Administrator, Court of Common Pleas

COURT OF COMMON PLEAS

FISCAL YEAR 1979
CRIMINAL CASES*
WORKLOAD

	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle	808	4,821	4,818	811	+ 3
Kent	93	1,102	1,086	109	+16
Sussex	229	1,488	1,490	227	- 2
State	1,130	7,411	7,394	1,147	+17

COMPARISON - FISCAL YEARS 1978-1979
CRIMINAL CASES*
WORKLOAD

FILINGS

	1978	1979	Change	% Change
New Castle	4,537	4,821	+ 284	+ 6.3%
Kent	857	1,102	+ 245	+ 28.6%
Sussex	1,140	1,488	+ 348	+ 30.5%
State	6,534	7,411	+ 877	+ 13.4%

DISPOSITIONS

	1978	1979	Change	% Change
New Castle	4,418	4,818	+ 400	+ 9.1%
Kent	839	1,086	+ 247	+ 29.4%
Sussex	1,137	1,490	+ 353	+ 31.0%
State	6,394	7,394	+1,000	+ 15.6%

PENDING AT END OF YEAR

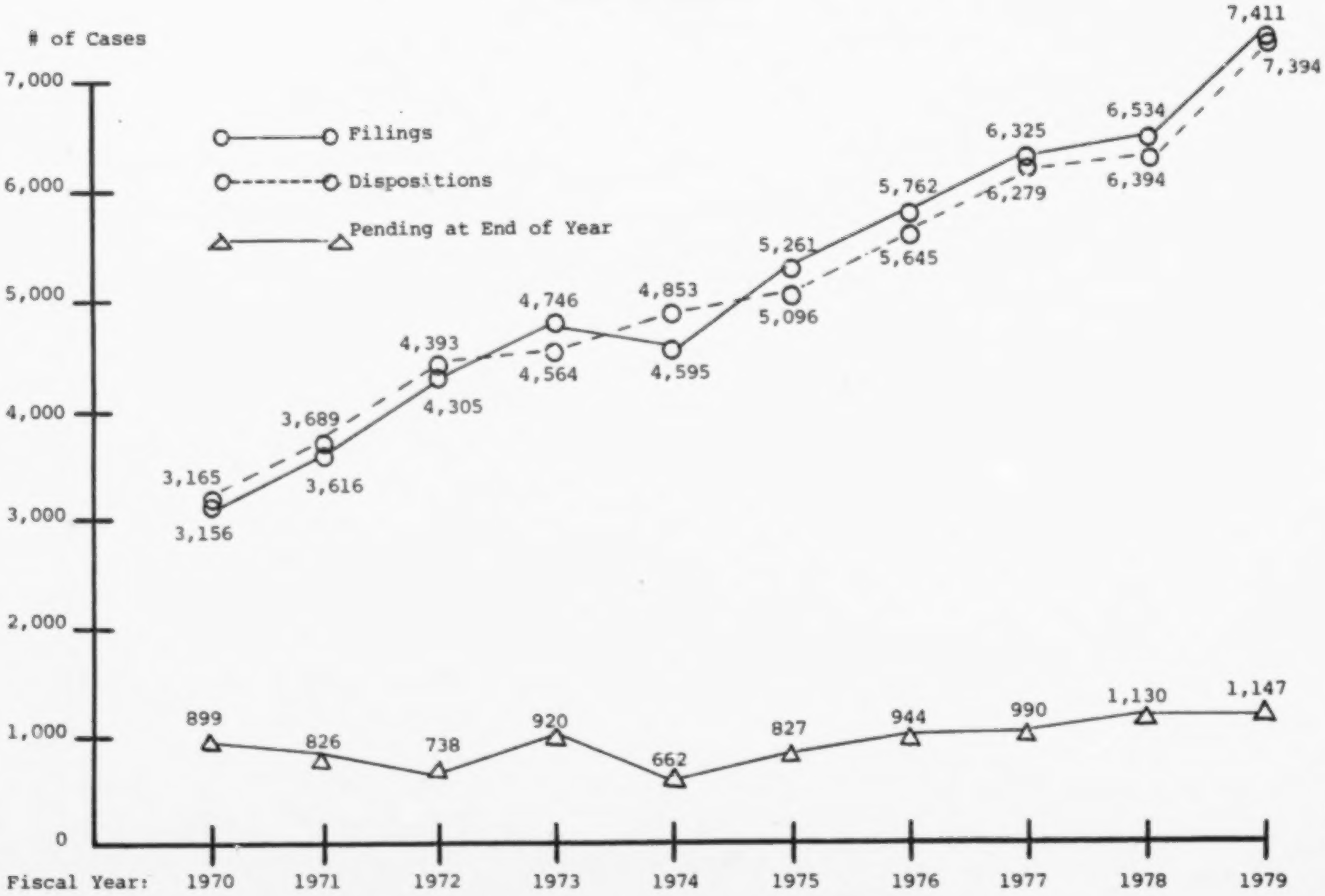
	1978	1979	Change	% Change
New Castle	808	811	+ 3	+ 0.4%
Kent	93	109	+ 16	+ 20.4%
Sussex	229	227	- 2	- 0.9%
State	1,130	1,147	+ 17	+ 1.5%

*The unit of count for criminal cases is the charge. For example, a defendant brought before the court on 3 charges would be counted as 3 cases.

Source: Court Administrator, Court of Common Pleas

COURT OF COMMON PLEAS

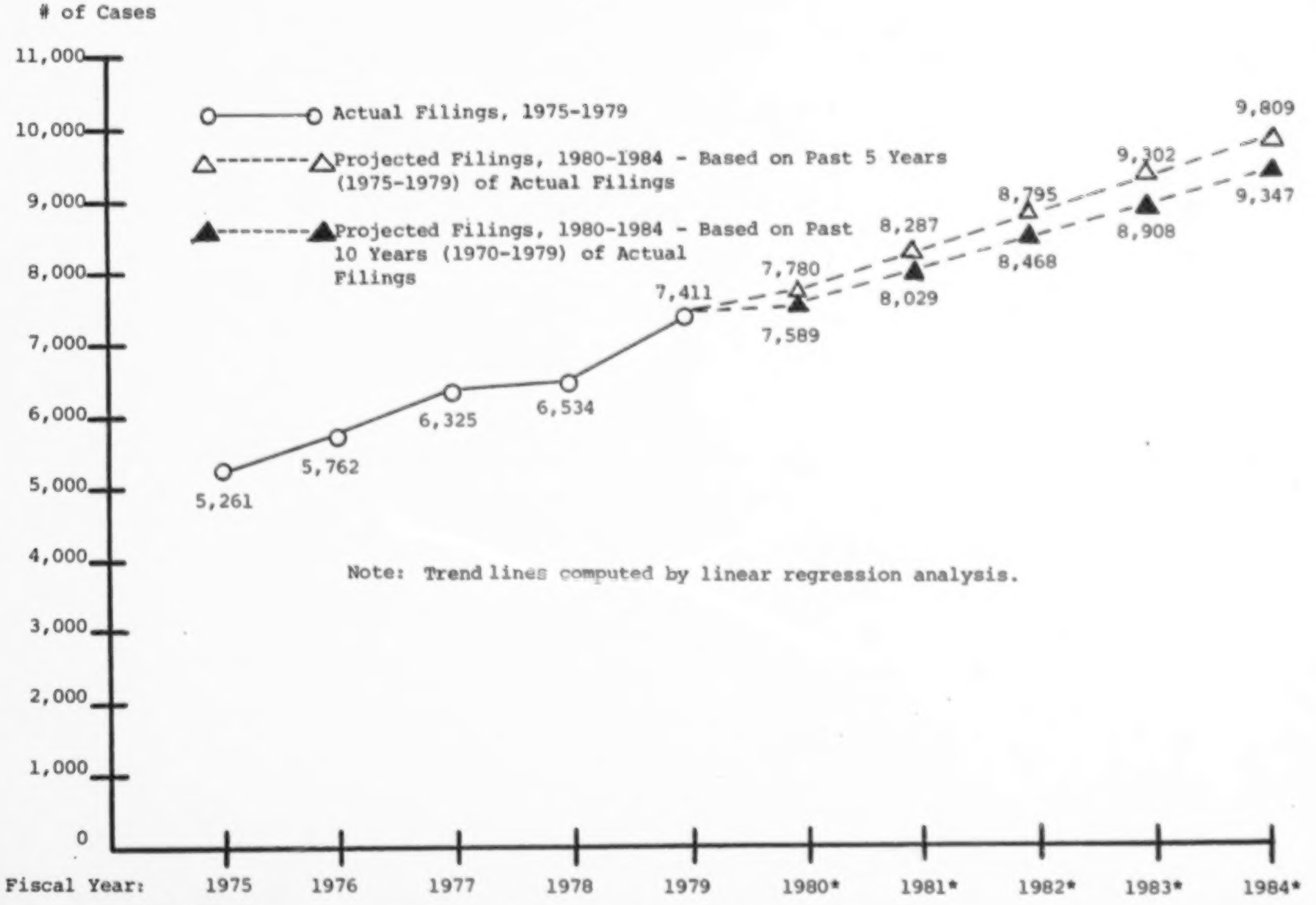
10-YEAR WORKLOAD TREND
CRIMINAL CASES



Source: Administrative Office of the Courts

COURT OF COMMON PLEAS

5-YEAR WORKLOAD PROJECTIONS
CRIMINAL CASES



*Projected

Source: Administrative Office of the Courts

COURT OF COMMON PLEAS

FISCAL YEAR 1979
PRESENTENCE OFFICE
WORKLOAD

	Pending 6-30-78	Defendants Referred	Investigations Completed	Pending 6-30-79	Change In Pending
New Castle	16	292	270	38	+22
Kent*	5	20	24	1	- 4
Sussex*	6**	24	20	10	+ 4
State	27**	336	314	49	+22

*Presentence investigations for the Court of Common Pleas in Kent and Sussex Counties are done by the Superior Court Presentence Office.

**Figure adjusted from 1978 Annual Report.

Source: Court Administrator, Court of Common Pleas

COURT OF COMMON PLEAS

FISCAL YEAR 1979
PRESENTENCE OFFICE PERFORMANCE

NEW CASTLE

Month	# of Defendants Sentenced After Presentence Investigations	Average Time From Date Ordered to Date Written	Average Time From Date Written to Date Typed	Average Time From Date Ordered to Date Typed	Average Time From Date Typed to Date Sentenced	Average Time From Date Ordered to Date Sentenced
July 1978	13	25.9 days	0.6 days	26.5 days	5.1 days	31.6 days
August 1978	15	31.7	0.5	32.3	5.5	37.7
September 1978	20	35.0	0.6	35.6	3.7	39.3
October 1978	13	27.2	0.8	28.0	5.6	33.6
November 1978	16	27.6	0.8	28.3	3.9	32.2
December 1978	13	29.5	0.8	30.3	4.5	34.8
January 1979	21	33.8	0.9	34.6	4.0	38.6
February 1979	27	34.4	1.0	35.4	4.3	39.7
March 1979	29	32.2	0.8	33.0	4.7	37.7
April 1979	26	23.5	0.6	24.0	4.7	28.7
May 1979	40	28.6	0.5	29.1	4.6	33.7
June 1979	28	28.0	0.3	28.3	3.6	31.9
TOTALS	261	29.8 days	0.7 days	30.5 days	4.5 days	35.0 days

KENT - SUSSEX - STATE

Month	# of Defendants Sentenced After Presentence Investigations	Average Time From Date Ordered to Date Written	Average Time From Date Written to Date Typed	Average Time From Date Ordered to Date Typed	Average Time From Date Typed to Date Sentenced	Average Time From Date Ordered to Date Sentenced
	------------------------------NOT AVAILABLE---					

Source: Court Administrator, Court of Common Pleas

COURT OF COMMON PLEAS

FISCAL YEAR 1979
CIVIL CASES
WORKLOAD

FILINGS

	Complaints*		Miscellaneous**		TOTALS	
New Castle	2,664	95.4%	129	4.6%	2,793	100.0%
Kent	349	89.5%	41	10.5%	390	100.0%
Sussex	532	95.7%	24	4.3%	556	100.0%
State	3,545	94.8%	194	5.2%	3,739	100.0%

DISPOSITIONS

	By Court		By Counsel		TOTALS	
New Castle	429	18.0%	1,957	82.0%	2,386	100.0%
Kent	38	11.6%	290	88.4%	328	100.0%
Sussex	86	16.4%	438	83.6%	524	100.0%
State	553	17.1%	2,685	82.9%	3,238	100.0%

*The Complaints category includes Complaints for Damages (including those involving automobiles), Replevins, Foreign Attachments, and Domestic Attachments.

**The Miscellaneous category includes Civil Judgments and Petitions for Name Change.

Source: Court Administrator, Court of Common Pleas.

COURT OF COMMON PLEAS

FISCAL YEAR 1979
CIVIL CASES
WORKLOAD

	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle	1,270	2,793	2,386	1,677	+407
Kent	130	390	328	192	+ 62
Sussex	186	556	524	218	+ 32
State	1,586	3,739	3,238	2,087	+501

COMPARISON - FISCAL YEARS 1978-1979
CIVIL CASES
WORKLOAD

FILINGS

	1978	1979	Change	% Change
New Castle	2,273	2,793	+520	+22.9%
Kent	320	390	+ 70	+21.9%
Sussex	456	556	+100	+21.9%
State	3,049	3,739	+690	+22.6%

DISPOSITIONS

	1978	1979	Change	% Change
New Castle	2,433	2,386	- 47	- 1.9%
Kent	278	328	+ 50	+18.0%
Sussex	431	524	+ 93	+21.6%
State	3,142	3,238	+ 96	+ 3.1%

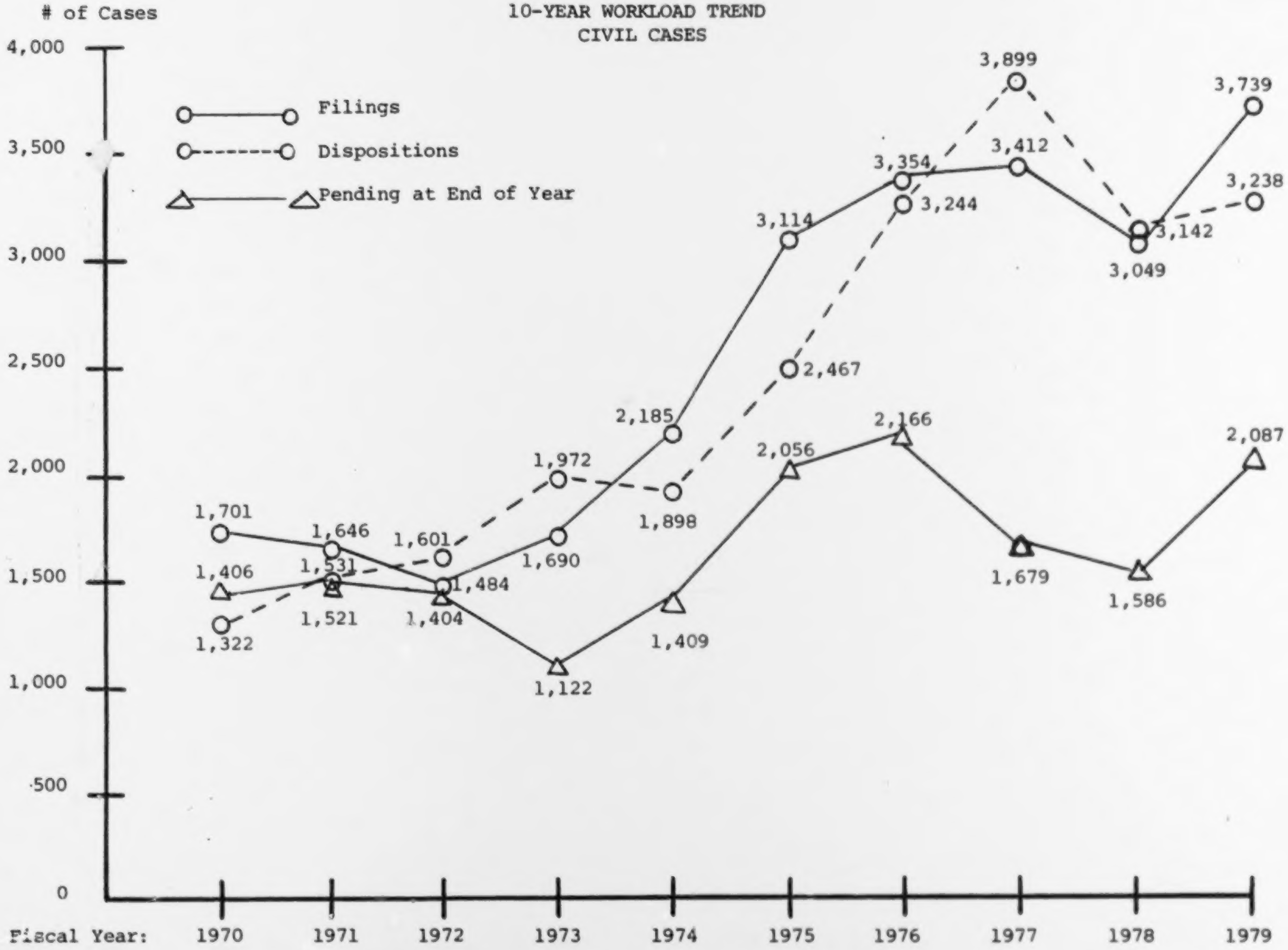
PENDING AT END OF YEAR

	1978	1979	Change	% Change
New Castle	1,270	1,677	+407	+32.0%
Kent	130	192	+ 62	+47.7%
Sussex	186	218	+ 32	+17.2%
State	1,586	2,087	+501	+31.6%

Source: Court Administrator, Court of Common Pleas

COURT OF COMMON PLEAS

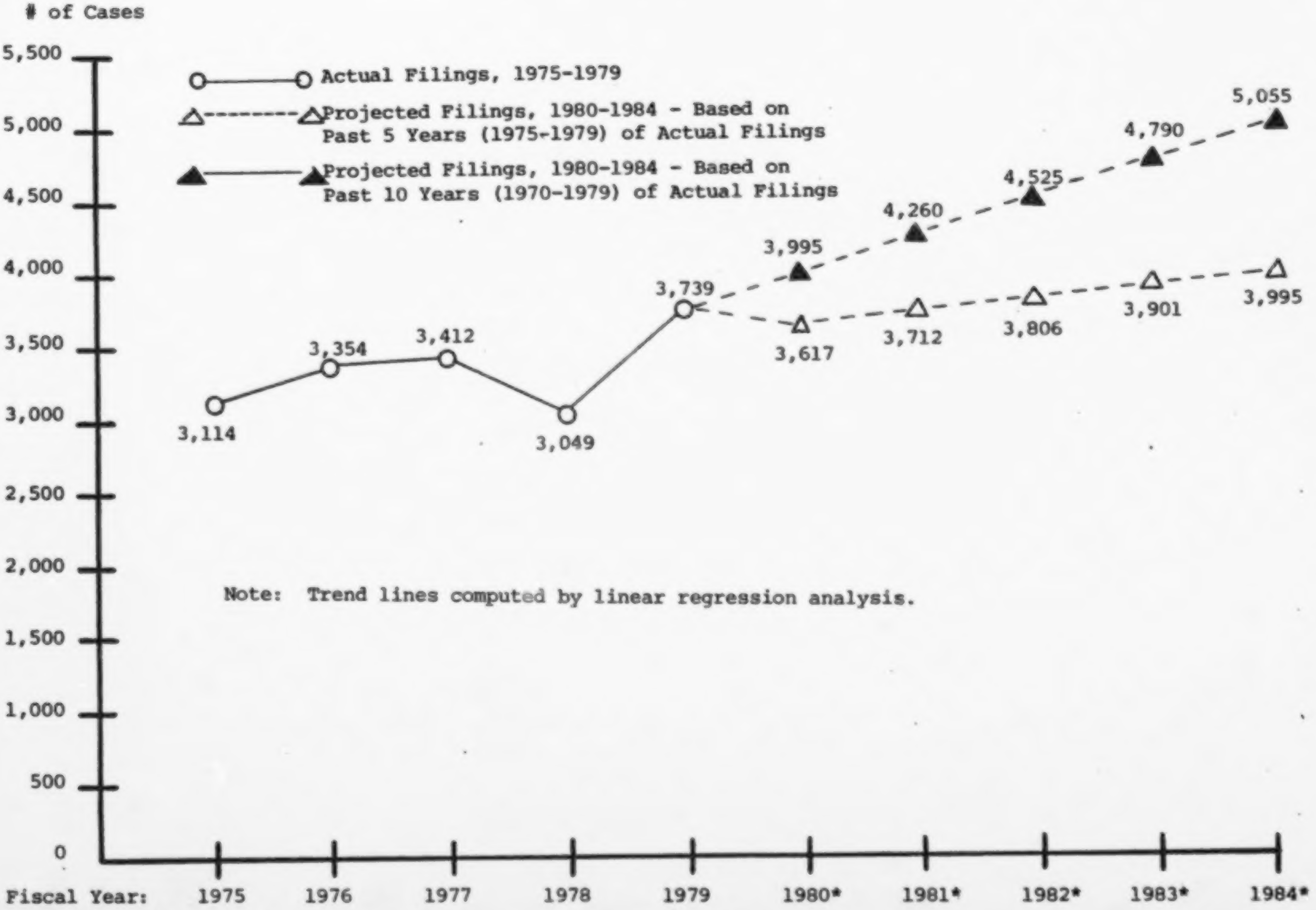
10-YEAR WORKLOAD TREND
CIVIL CASES



Source: Administrative Office of the Courts

COURT OF COMMON PLEAS

5-YEAR WORKLOAD PROJECTIONS
CIVIL CASES



Note: Trend lines computed by linear regression analysis.

*Projected

Source: Administrative Office of the Courts

Municipal Court

MUNICIPAL COURT

Legal Authorization

The Municipal Court of the City of Wilmington is authorized by 10 Delaware Code, Section 1701.

Geographic Organization

The Court has jurisdiction within the geographic boundaries of Wilmington.

Legal Jurisdiction

Municipal Court has criminal jurisdiction over traffic, misdemeanor, and municipal ordinances concurrent with the Justices of the Peace and the Court of Common Pleas. The Court conducts preliminary hearings for both felonies and drug-related misdemeanors. Jury trials are not available. The court has a Violations Division which processes all moving and parking citations.

Judges

Number - There are 3 Judges of the Municipal Court of Wilmington.
Appointment - The Judges are appointed by the Governor, with the approval by the Senate.
Tenure - Judges are appointed for 12 year terms.
Qualifications - The Judges must be licensed to practice law in the State of Delaware for 5 years preceding appointment.

Support Personnel

The Chief Judge of the Municipal Court appoints a Chief Clerk who may in turn appoint Deputies.

Caseload Trend

The Municipal Court criminal caseload exceeded 9,000 cases in FY 1979. This workload has kept the personnel of the Court working at maximum capacity to meet the demands of a constant flow of cases. Two public defenders, five court commissioners, several prosecutors, and the three judges have barely kept pace with this workload. A total of 9,023 criminal dispositions during the year permitted the Court to meet the stringent demands of processing misdemeanors and Superior Court Rule 5 committing magistrate requirements.

The activity of the court personnel is only partially reflected in these statistics. The court commissioners - working 24 hours of every day - in fact process far more than the final criminal case statistic. The commissioners process a number of Family Court complaints monthly as well as rejecting a substantial number of cases for lacking probable cause. The increasing demand in time required by judges, commissioners, and staff has caused an increase in the number of court commissioners to deal with these continual demands.

Municipal Court was also faced with a 5.9% increase in the number of traffic offenses during FY 1979. 17,199 cases - an all-time high and over 6,000 more cases than just two years earlier - were filed during FY 1979. Despite the vast influx of new cases, the number of pending charges decreased by almost one-third to 833 by the year's end from the previous year's total.

MUNICIPAL COURT

Public Building
1000 King Street
Wilmington, Delaware 19801
(571-4530)

JUDICIARY

Chief Judge
Hon. Alfred R. Fraczkowski (9/11/81)
Karen A. Jones, Executive Secretary
(571-4550)

Associate Judge
Hon. Carl G. Goldstein (7/1/82)
Joyce Vietri, Secretary
(571-4551)

Associate Judge
Hon. Leonard L. Williams (6/4/78)
(571-4551)

MUNICIPAL COURT

SUPPORT PERSONNEL

Court Commissioners

Charles R. Lee, Chief
(571-4534)
T. Roger Barton
(571-4540)
Richard O. Douglas
(571-4546)
Furio R. Casale
(571-4542)
Lawrence L. Fitchett
(571-4541)
Elizabeth A. Keller, Secretary
(571-4534)

Case Coordinator

Kathy Waksmonski

Law Clerks

Phillip Sarcione
Catherine Colver

Process Server

Elizabeth Henderson

Bailiffs

David Dempsey
Gerald Nolan
Cornelius Morris
William Santiago

Criminal Clerical Staff

Debra Flowers
Dartha Poteat
Josephine Smulski
Robin Henderson
Patricia M. O'Connor
Luz Velasquez
Mary E. Devine

Traffic Violation Staff

Shirley Cohen, Supervisor
Carolyn Sylvester
Ann Collins
Carol Senghaas

MUNICIPAL COURT

FISCAL YEAR 1979
WORKLOAD*

	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
Criminal	407	9,154	9,023	538	+131
Traffic	1,225	17,199	17,591	833	-392
Total	1,632	26,353	26,614	1,371	-261

COMPARISON - FISCAL YEARS 1978-1979
WORKLOAD*

FILINGS

	1978	1979	Change	% Change
Criminal	8,893	9,154	+ 261	+ 2.9%
Traffic	16,238	17,199	+ 961	+ 5.9%
Total	25,131	26,353	+1,222	+ 4.9%

DISPOSITIONS

	1978	1979	Change	% Change
Criminal	9,044	9,023	- 21	- 0.2%
Traffic	15,431	17,591	+2,160	+14.0%
Total	24,475	26,614	+2,139	+ 8.7%

PENDING AT END OF YEAR

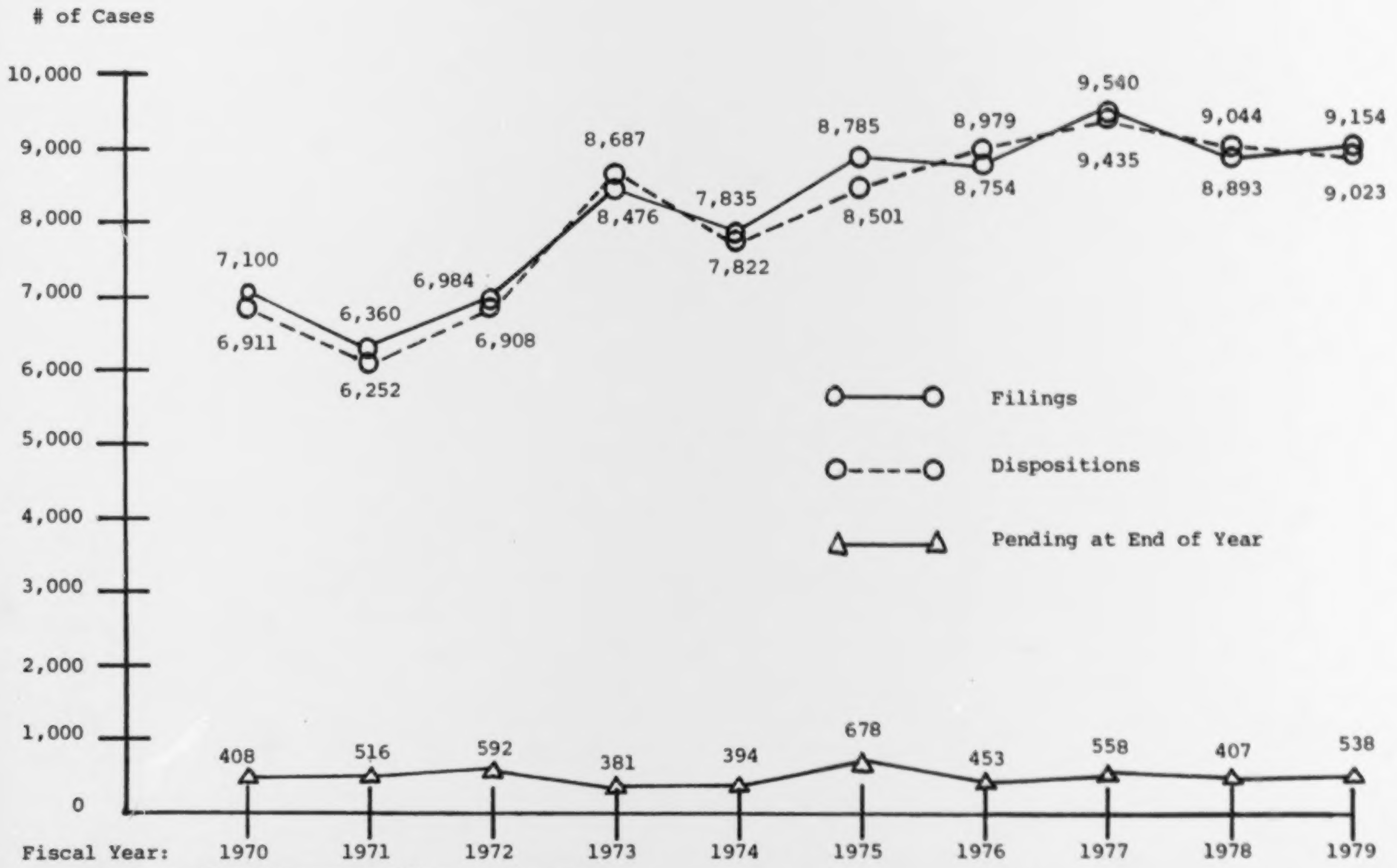
	1978	1979	Change	% Change
Criminal	407	538	+ 131	+32.2%
Traffic	1,225	833	- 392	-32.0%
Total	1,632	1,371	- 261	-16.0%

*The unit of count for criminal and traffic cases is the charge. For example, a defendant brought before the court on 3 charges would be counted as 3 cases.

Source: Chief Clerk, Municipal Court

MUNICIPAL COURT

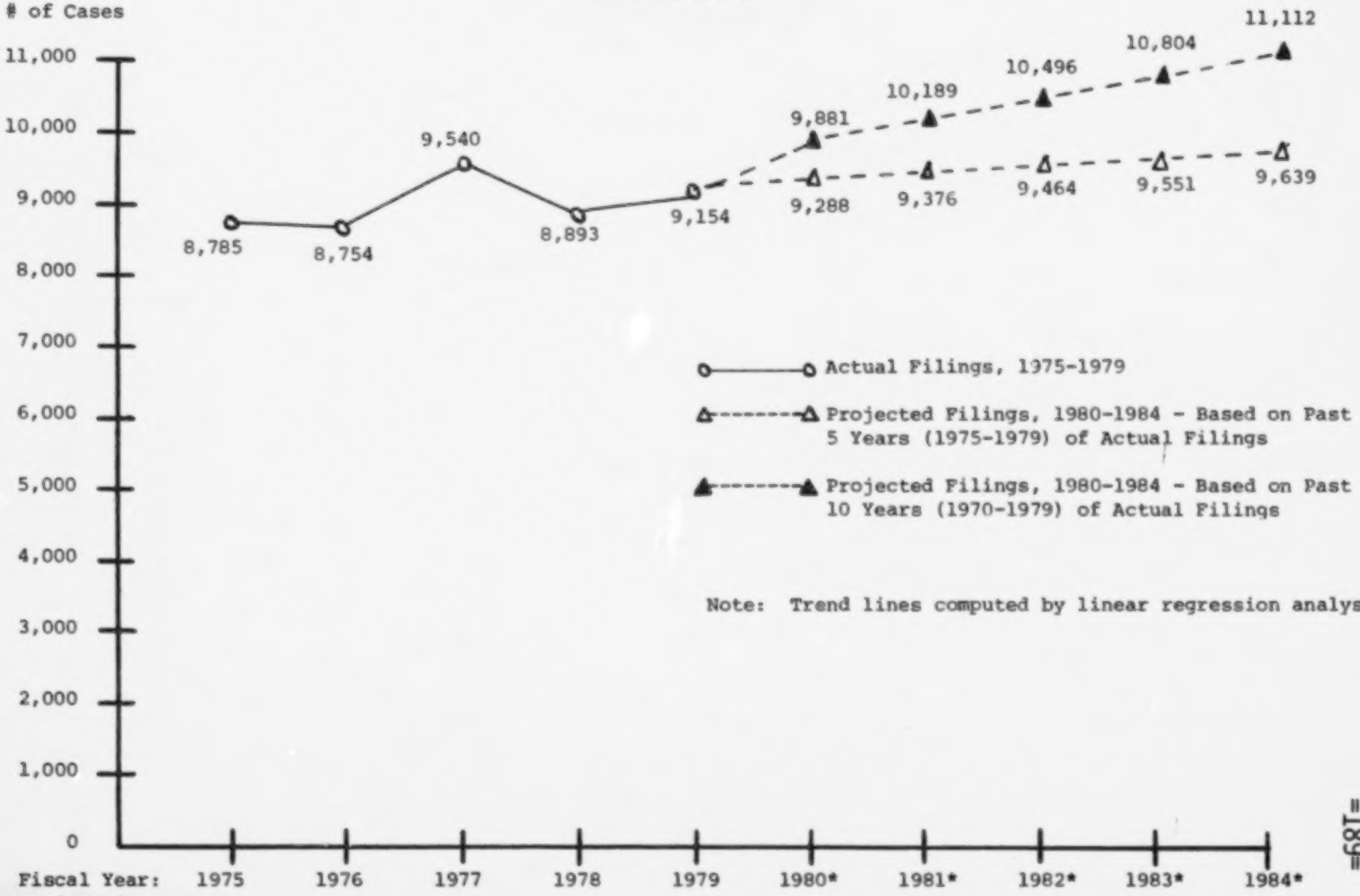
10-YEAR WORKLOAD TREND
CRIMINAL CASES



Source: Administrative Office of the Courts

MUNICIPAL COURT

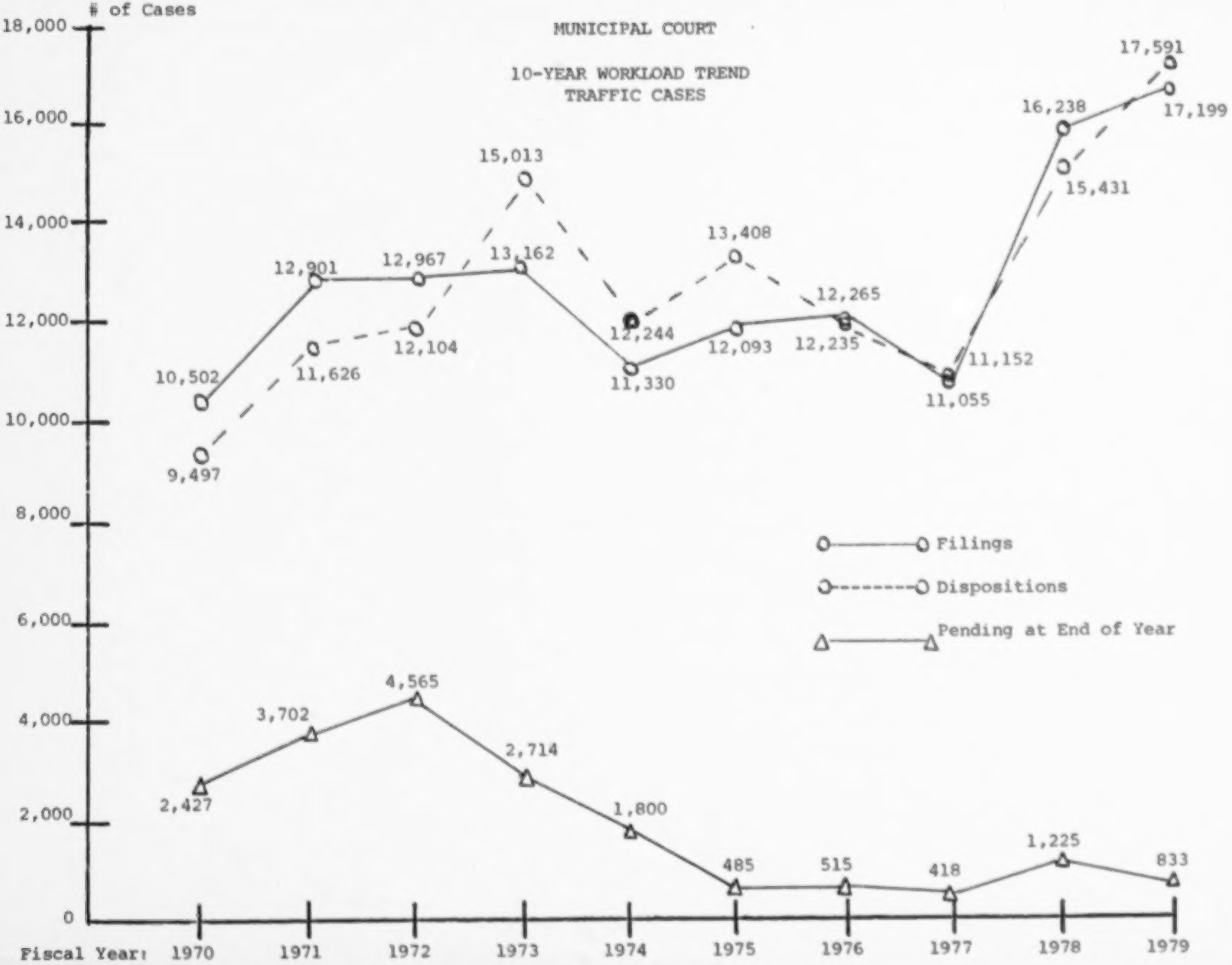
5-YEAR WORKLOAD PROJECTIONS
CRIMINAL CASES



Note: Trend lines computed by linear regression analysis.

*Projected

Source: Administrative Office of the Courts

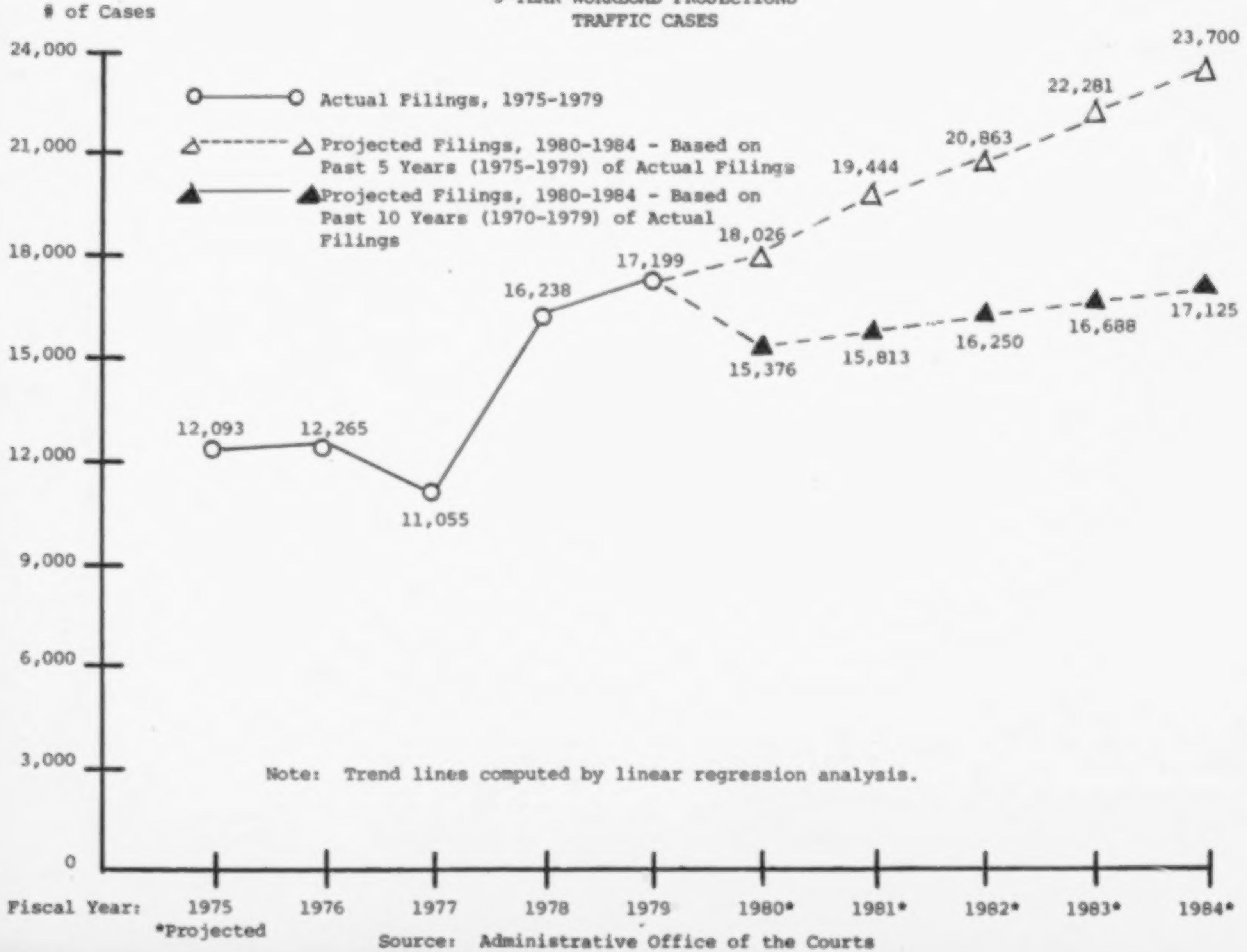

MUNICIPAL COURT

10-YEAR WORKLOAD TREND
TRAFFIC CASES

Source: Administrative Office of the Courts

MUNICIPAL COURT

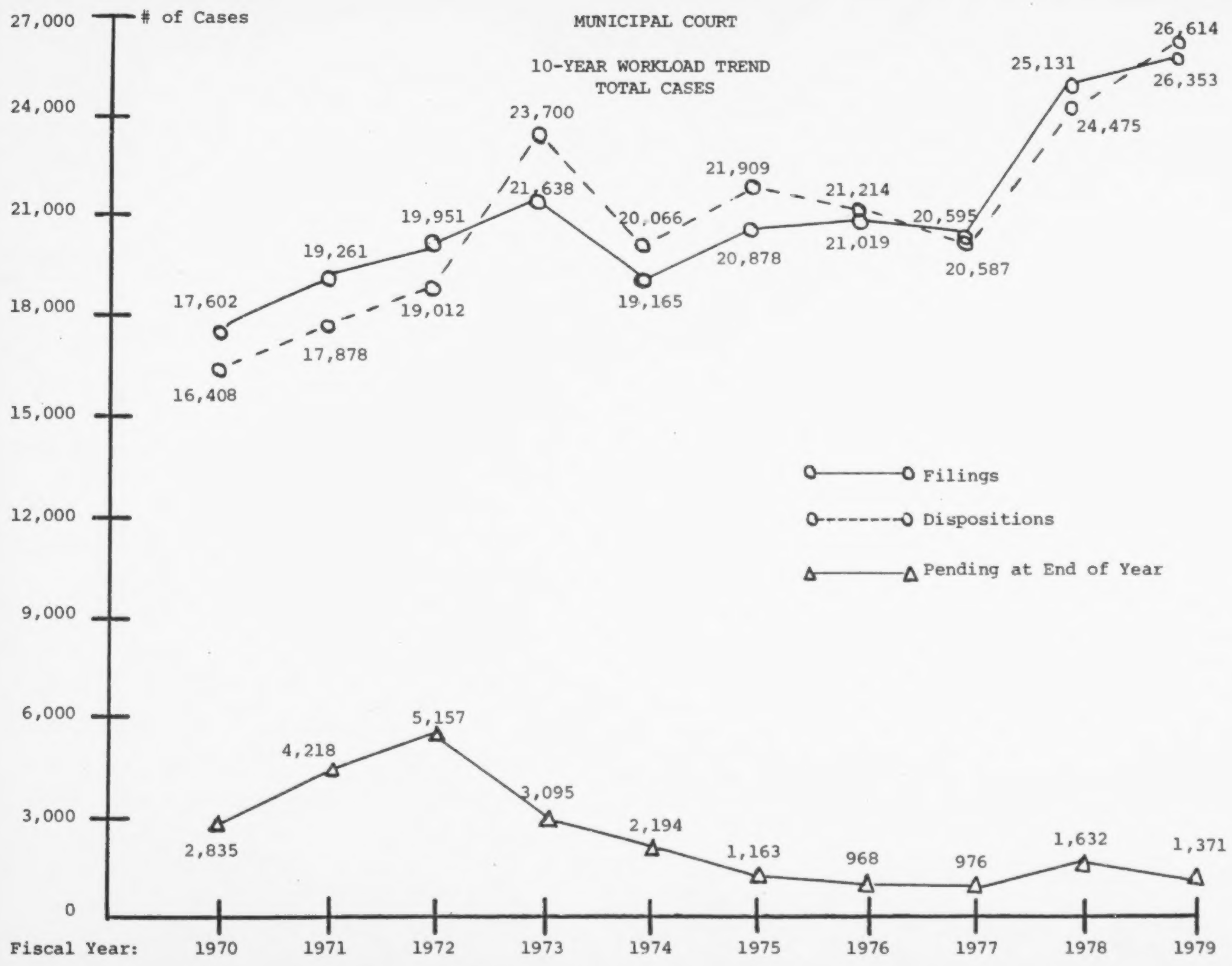
5-YEAR WORKLOAD PROJECTIONS
TRAFFIC CASES



Note: Trend lines computed by linear regression analysis.

*Projected

Source: Administrative Office of the Courts



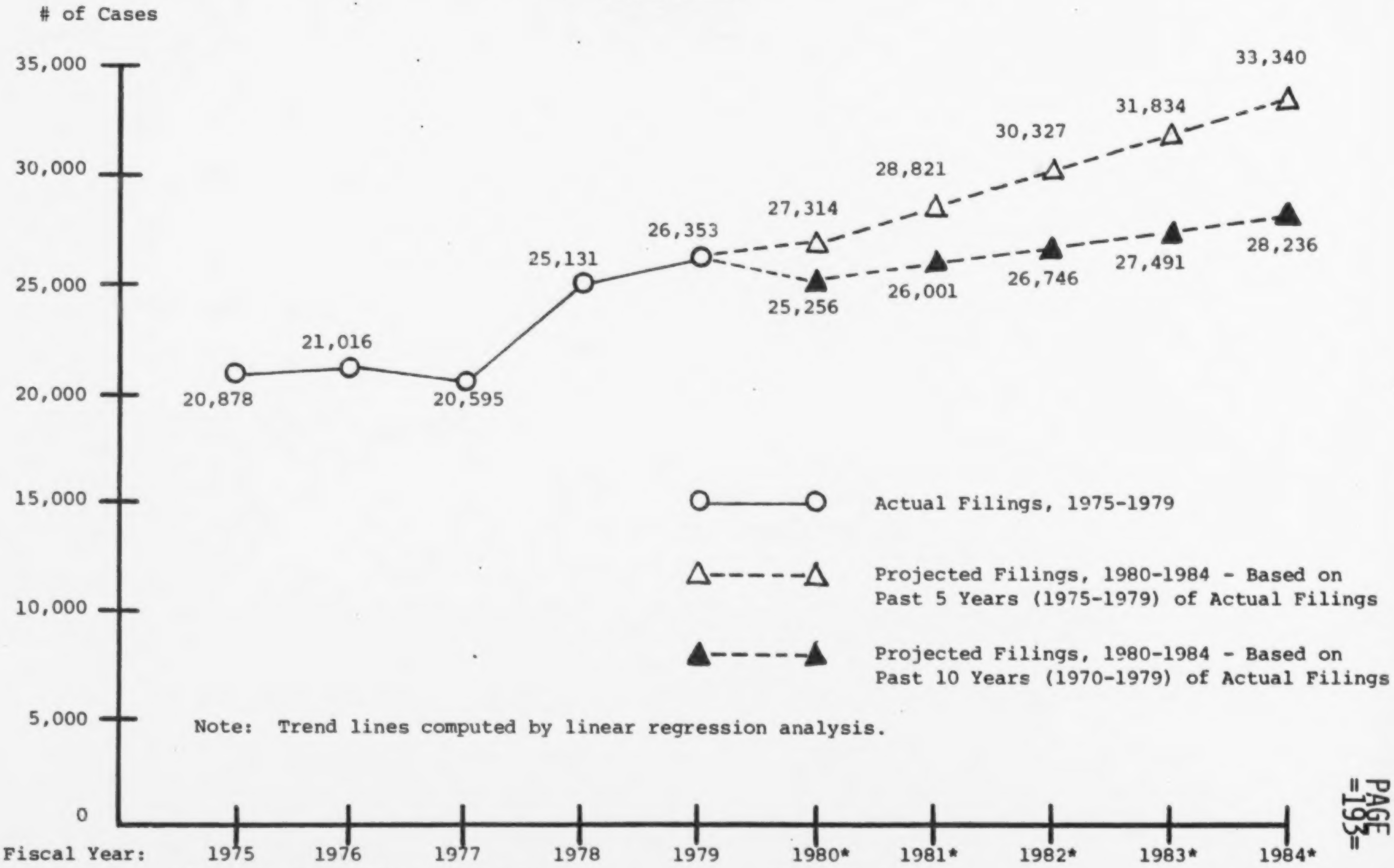
MUNICIPAL COURT

10-YEAR WORKLOAD TREND
TOTAL CASES

Source: Administrative Office of the Courts

MUNICIPAL COURT

5-YEAR WORKLOAD PROJECTIONS
TOTAL CASES



Note: Trend lines computed by linear regression analysis.

Source: Administrative Office of the Courts

*Projected

Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

Legal Authorization

The Justice of the Peace Courts are authorized by the Constitution of Delaware, Article IV, Section I.

Geographic Organization

The jurisdiction of the Courts is statewide and sessions are held throughout the state. 16 Courts are currently operating: 7 in New Castle County, 4 in Kent County, and 5 in Sussex County.

Legal Jurisdiction

The Justice of the Peace Courts have jurisdiction over civil cases in which the amount in controversy does not exceed $1,500. JP Courts are authorized to hear minor misdemeanors and motor vehicle cases (excluding felonies) and may act as committing magistrates for all crimes. Since Justice of the Peace Courts are not courts of record, appeals may be taken de novo to Superior Court. The subject matter jurisdiction of the Justice of the Peace Courts is shared with the Court of Common Pleas.

Justices of the Peace

The Delaware Code authorizes a maximum of 53 Justices of the Peace, 24 in New Castle County, 12 in Kent County, and 17 in Sussex County. Magistrates are appointed by the Governor with Senate confirmation for four-year terms. A Justice of the Peace must be at least 21 years of age and a resident of the State of Delaware and the county in which he serves. In addition to the 53 Justices of the Peace, the Governor appoints a Chief Magistrate, subject to Senate confirmation.

Support Personnel

During the current vacancy of the Chief Magistrate, the JP Courts are administered by the Administrative Office of the Courts under the supervision of the Chief Justice. An Administrator and an administrative officer direct the JP Courts on a day-to-day basis. The state provides chief clerks, deputy clerks, constables, bailiffs, and presentence officers for the courts.

Caseload Trend

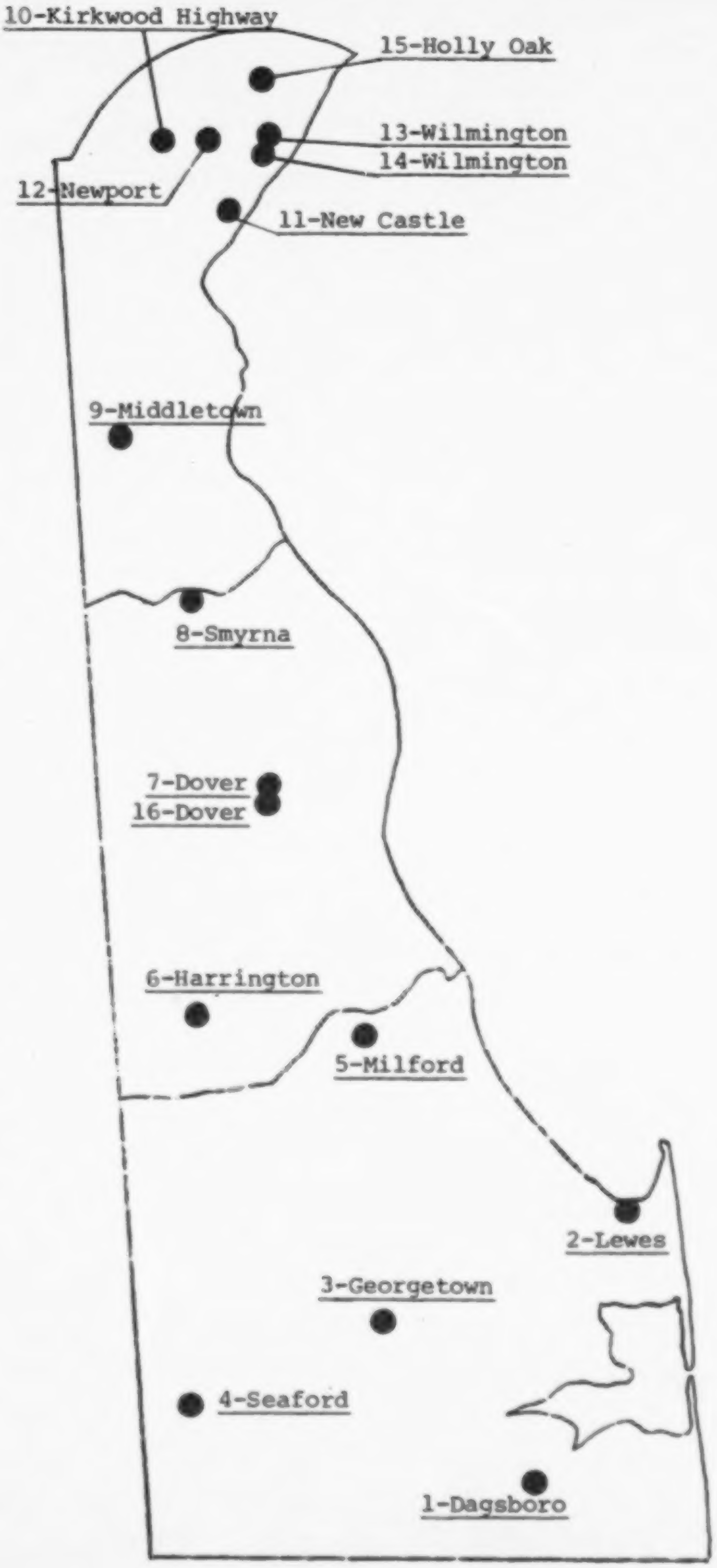
The total number of cases filed in the JP Courts during FY 1979 was 125,770, well above the total of 110,779 for FY 1978. The rise of 14,991 cases represented an increase of 13.5%. This contrasts with the previous year when the total workload actually decreased by 646 cases.

Criminal cases rose in FY 1979 to a new high of 109,311 filings, an increase of 14,376 cases from the total of 94,935 cases in FY 1978. The increase of 15.1% was caused by a surge in the number of mail-ins received by the court during FY 1979. There were 59,276 mail-ins for FY 1979 as compared with 43,926 mail-ins in FY 1978, and the change of 15,350 mail-ins represented an increase of 34.9%.

While mail-ins do require clerical work, they do not require court appearances. The number of criminal court appearances in FY 1979 actually decreased by 974 cases, to 50,035 from the total of 51,009 in FY 1978, a drop of 1.9%.

The number of civil cases filed in FY 1979 rose to 16,459 from the previous year's total of 15,844, an increase of 615 cases or 3.9%. All of the civil cases required court appearances, but even with this rise in civil court appearances the total number of court appearances (criminal plus civil) decreased slightly in FY 1979. FY 1978 had 66,853 total court appearances, which is 359 more than the total of 66,494 court appearances in FY 1979.

JUSTICE OF THE PEACE COURTS IN DELAWARE


10-Kirkwood Highway
15-Holly Oak
13-Wilmington
14-Wilmington
12-Newport
11-New Castle
9-Middletown
8-Smyrna
7-Dover
16-Dover
6-Harrington
5-Milford
2-Lewes
3-Georgetown
4-Seaford
1-Dagsboro

JUSTICE OF THE PEACE COURTS

Court	Location	Hours Open (As of 10/1/79)	Total Hours Open Per Week	Jurisdiction
New Castle County				
Court 9	Middletown	M, Tu, Th, F 8AM-4PM; W Noon-8PM	40	Criminal & Civil
Court 10	Kirkwood Highway	24 Hours Per Day, 7 Days Per Week	168	Criminal
Court 11	New Castle	24 Hours Per Day, 7 Days Per Week	168	Criminal
Court 12	Newport	M-F 8:30AM-4:30PM	40	Civil
Court 13	Wilmington	M-F 8:30AM-4:30PM	40	Civil
Court 14	Wilmington	M-F 8:30AM-4:30PM	40	Criminal
Court 15	Holly Oak	M-F 8AM-4PM	40	Criminal
Kent County				
Court 6	Harrington	M, Sat 8AM-4PM; Tu-F 8AM-Midnight	80	Criminal & Civil
Court 7	Dover	24 Hours Per Day, 7 Days Per Week	168	Criminal
Court 16	Dover	M, Tu, Th, F 8:30AM-4:30PM; W Noon-8PM	40	Civil
Court 8	Smyrna	M, Tu, Th, F 8AM-4PM; W Noon-8PM	40	Criminal & Civil
Sussex County				
Court 1	Dagsboro	M-F 9AM-5PM	40	Criminal & Civil
Court 2	Lewes	M, Tu 8AM-4PM; W-Sat 8AM-Midnight	80	Criminal & Civil
Court 3	Georgetown	24 Hours Per Day, 7 Days Per Week	168	Criminal & Civil
Court 4	Seaford	8AM-Midnight 7 Days Per Week	112	Criminal & Civil
Court 5	Milford	M-F 8AM-4PM	40	Criminal & Civil

JUSTICE OF THE PEACE COURTS

JUDICIARY

New Castle County Chief Judge
Morris Levenberg (9/29/80)

New Castle County
Justices of the Peace
William W. Brittingham (9/29/80)
Louise T. Brothers (2/5/79)
Rebecca P. Button (9/29/80)
Ronald E. Cheeseman (7/28/79)
Mable M. English (10/25/78)
Vicki Hagel (5/3/83)
Anna A. Lewis (5/10/83)
Barbara C. Hughes (1/13/81)
Robert S. Jackson (5/10/83)
Virginia W. Johnson (6/30/82)
Vivian Kleinman (5/31/83)
Ruth P. Malm (1/11/81)
John P. McLaughlin (7/28/79)
Rosalind Toulson (7/3/83)
John H. Wilding (9/29/80)
Vacant
Vacant
Vacant
Vacant
Vacant
Vacant
Vacant
Vacant

Kent County Chief Judge
Russell T. Rash (10/25/78)

Kent County
Justices of the Peace
A. Tyson Cohee (5/2/82
John H. Fillmore (10/30/79)
John P. Greene (10/30/79)
Courtney P. Houston (5/2/82)
Joseph A. Knussman (6/22/83)
Donna R. Kramer (1/5/81)
George W. Kershner, III (6/30/82)
Paul Neeman (7/2/83)
Charles M. Stump (7/28/79)
Harry M. Thompson (5/2/82)
Wallace P. Wootten (5/9/78)

Sussex County Chief Judges
William J. Hopkins, Jr. (3/19/78)
Thomas J. Orr (5/2/82)

Sussex County
Justices of the Peace
William A. Booth (5/2/82)
Emory B. Brittingham (5/2/82)
Edward G. Davis (7/2/83)
Walter G. Dill, Jr. (5/20/79)
Robert F. Handy (10/30/79)
Henry F. Hill (7/28/79)
Aubrey T. Hudson (6/22/83)
Thomas W. Hutson, Jr. (6/27/83)
William L. Jones (2/5/79)
John H. McQuay (1/12/81)
Almetia J. Murray (5/2/82)
Horace W. Short (3/24/80)
Abigayle Truitt (7/2/83)
Emory R. West, Sr. (6/22/83)
Donald F. Yerkes (5/20/79)

JUSTICE OF THE PEACE COURTS

SUPPORT PERSONNEL

CHIEF MAGISTRATE'S OFFICE
11th Floor
Wilmington State Office Building
820 North French Street
Wilmington, Delaware 19801
(571-2485)

Chief Magistrate
Vacant
Vacant, Secretary

Administrator
Arthur R. Carello
Ethel Jaremchuk, Secretary

Accounting Department
Mary E. Cooper, Supervisor
Sandra L. Cummings

Building Maintenance Mechanics
John M. Joswick, Sr.
Daniel Williams

Administrative Officer
Thomas W. Nagle
Pamela A. Manista, Clerk Stenographer

COURT 1
Post Office Box 37
Route 113
Dagsboro, DE 19939
(732-6772)

Clerk
Margaret Ross, Chief

Constable
William H. Prettyman

COURT 2
Post Office Box 42
Route 14
Lewes, DE 19958
(645-6477)

JUSTICE OF THE PEACE COURTS

SUPPORT PERSONNEL (CONTINUED)

Clerks
Joanne R. Willey, Chief
Diane Graves
Kathy Reinhart
Elizabeth B. Leister
June Clendaniel (Federally Funded)

COURT 3
Post Office Box 605
Route 113
Georgetown, DE 19947
(856-5448)

Clerks
Barbara E. Adams, Chief
Jill Chambers
Dorothy Fetyk
Elizabeth L. Hudson
Denise Nichols
Tammy Kearney
Doris Smith
Nancy Rogers (Federally Funded)

Constables
Charles Graves
Wendell Travis

Presentence Investigator
Rhyspa McCabe

Bailiffs
Carrie J. Reed
Sarah Jones

COURT 4
Poplar and King Streets
Seaford, DE 19973
(629-8101)

Clerks
Mary Lee Lowe, Chief
June Benson
Esther Conner
Ida Mae Friedel
Julia Price
Myrtle Collins (Federally Funded)

Constables
William R. Smith
Leroy Robinson

Bailiff
Shirley Johnson

JUSTICE OF THE PEACE COURTS

SUPPORT PERSONNEL (CONTINUED)

COURT 5
Post Office Box 254
Causey and Maple Avenues
Milford, DE 19963
(422-8871)

Clerks
Leah Betts, Chief
Virginia Dellinger

Constable
Richard J. Holleger

COURT 6
Post Office Box 3
Route 13
Harrington, DE 19952
(398-8247)

Clerks
Betty Pleasanton, Chief
Catherine A. Dimmitt

Constable
Leonard T. Rollison, Sr.

COURT 7
Railroad and Loockerman Streets
Dover, DE 19901
(678-4554)

Clerks
Marjorie Nolette, Chief
Linda Cravens
Gretha Custer
Rella Goodson
Janice Moore
Eunice Ridgeway
Susan Wilkinson

Constables
Reginald Cross
Herschel N. Poore
Charles M. Snyder

Stores Clerk
Edna Conner

Bailiff
Thomas Boyer

Presentence Investigator
Monica V. Rash

JUSTICE OF THE PEACE COURTS

SUPPORT PERSONNEL (CONTINUED)

COURT 16
Railroad and Loockerman Streets
Dover, DE 19901
(678-4554)

Clerks
Evelyn Webb, Chief
Deborah Palmer
Beverly King

COURT 8
115 East North Street
Smyrna, DE 19977
(653-7083)

Clerk
Deborah L. Robinson, Chief

Constable
Samuel Mosley

COURT 9
18 South Broad Street
Middletown, DE 19709
(378-9533)

Clerks
Agnes B. Thompson, Chief
Arlene Banning

Constable
Vickers S. LeCates

COURT 10
3808 Kirkwood Highway
Wilmington, DE 19808
(571-2496)

Clerks
Caroline F. Pini, Chief
Mildred Dorris
Linda Holloway

Constable
Herschel Rollins, Jr.

Bailiffs
Margo Anderson
Karen Forsythe

SUPPORT PERSONNEL (CONTINUED)

Clerks (Continued)
Nancy McGalliard
Katherine B. Ross
Nancy Symonds

Presentence Investigators
Hazel D. Plant
Marie R. Monaghan, Assistant

COURT 11
1202 Delaware Street
New Castle, DE 19720
(571-2498)

Clerks
Debbie Palmer, Chief
Nancy Benjamin
Barbara Brown
Mary Lou Oberly

Constables
John H. P. Tidwell
Albert Laibinis

Bailiff
Mary Merrill

NEW CASTLE COUNTY CAPIAS CONTROL OFFICE
Delaware State Hospital
duPont Highway
New Castle, DE 19720
(421-6433)

Capias Control Clerks
Gaile M. Kerrigan, Chief
Gladys B. Hewes
Lynne Ambrosino

COURT 12
1500 East Newport Pike
Newport
Wilmington, DE 19804
(571-2561)

Clerks
Patricia Riley, Chief
Linda Bell
Valerie Davis

Constables
Donald E. Watson
Jack Horgan
Robert Richardson

JUSTICE OF THE PEACE COURTS

SUPPORT PERSONNEL (CONTINUED)

Clerks (Continued)
Ann Marie Ellingsworth
Jean D. Powell
Veronica Reed
Eleanor Tschopp

Constables (Continued)
Robert Biliski (Federally Funded)

COURT 13
11th Street Entrance
Public Building
Wilmington, DE 19801
(571-2550)

Clerks
Claire Lucas, Chief
Patricia DiCampli
Shelia Fox
Ethel Iacona
Margaret Kenney
Audrey R. Lord
Joyce Mitchell
Karen Weaver
Claire A. Wierzbicki

Constables
Francis X. Coen
Thomas B. Candler
Lawrence Grantham
Alan Rogers

Bailiff
Joseph W. Hojnicki, Jr.

COURT 15
1810 Philadelphia Pike
Wilmington, DE 19803
(571-2493)

Clerks
Geraldine McLaughlin, Chief
Janice I. Harvey
LuAnne Shivone

Constable
Heiko Paul Seitenbecher

JUSTICE OF THE PEACE COURTS

FISCAL YEAR 1979
CRIMINAL CASES*

Court	Pending June 30, 1978	Filings	Dispositions	Pending June 30, 1979	Change In Pending
Court 1	5	1,742	1,740	7	+ 2
Court 2	12	12,313	12,309	16	+ 4
Court 3	99	13,532	13,495	136	+ 37
Court 4	39	7,813	7,814	38	- 1
Court 5	7	538	533	12	+ 5
Court 6	7	4,003	4,008	2	- 5
Court 7	139	17,559	17,546	152	+ 13
Court 8	21	2,007	2,018	10	- 11
Court 9	3	4,047	4,046	4	+ 1
Court 10	396	18,949	18,973	372	- 24
Court 11	218	16,891	16,394	715	+497
Court 12**	0	0	0	0	0
Court 13**	0	0	0	0	0
Court 14#	0	0	0	0	0
Court 15	7	9,917	9,918	6	- 1
TOTALS	953	109,311	108,794	1,470	+517

*The unit of count for criminal cases is the charge. For example, a defendant brought before a court on 3 charges would be counted as 3 cases.

**Civil Court only.

#Court 14 is used to handle some DUI and fugitive warrant cases, which are included in the totals for other courts.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

FISCAL YEAR 1979
CRIMINAL CASES*

FILINGS

Court	Title 7 Fish/Game	Title 11 Criminal	Title 21 Traffic	Other	Type Not Available	TOTALS
Court 1	61	191	1,456	24	10	1,742
Court 2	245	638	11,202	84	144	12,313
Court 3	80	1,072	11,877	181	322	13,532
Court 4	100	1,339	6,281	93	0	7,813
Court 5	54	54	399	13	18	538
Court 6	31	523	3,387	62	0	4,003
Court 7	217	2,674	13,821	847	0	17,559
Court 8	49	267	1,540	151	0	2,007
Court 9	175	115	3,667	90	0	4,047
Court 10	527	4,950	12,750	718	4	18,949
Court 11	314	4,827	11,215	535	0	16,891
Court 12**	0	0	0	0	0	0
Court 13**	0	0	0	0	0	0
Court 14#	0	0	0	0	0	0
Court 15	237	920	8,760	0	0	9,917
TOTALS	2,090	17,570	86,355	2,798	498	109,311
Percentage of Total:	1.9%	16.1%	79.0%	2.6%	0.5%	100.0%

*The unit of count for criminal cases is the charge. For example, a defendant brought before a court on 3 charges would be counted as 3 cases.

**Civil Court only.

#Court 14 is used to handle some DUI and fugitive warrant cases, which are included in the filings for other courts.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

FISCAL YEAR 1979
CRIMINAL CASES*

DISPOSITIONS

Court	By Mail-In Fine		By Court Appearance		By Counsel Appearance		TOTALS	
Court 1	1,249	71.8%	491	28.2%	0	0.0%	1,740	100.0%
Court 2	9,253	75.2%	3,056	24.8%	0	0.0%	12,309	100.0%
Court 3	9,136	67.7%	4,359	32.3%	0	0.0%	13,495	100.0%
Court 4	4,840	61.9%	2,974	38.1%	0	0.0%	7,814	100.0%
Court 5	166	31.1%	365	68.5%	2	0.4%	533	100.0%
Court 6	2,859	71.3%	1,086	27.1%	63	1.6%	4,008	100.0%
Court 7	9,834	56.0%	7,712	44.0%	0	0.0%	17,546	100.0%
Court 8	1,104	54.7%	914	45.3%	0	0.0%	2,018	100.0%
Court 9	3,326	82.2%	514	12.7%	206	5.1%	4,046	100.0%
Court 10	5,809	30.6%	12,778	67.3%	386	2.0%	18,973	100.0%
Court 11	6,406	39.1%	9,988	60.9%	0	0.0%	16,394	100.0%
Court 12**	0		0		0		0	
Court 13**	0		0		0		0	
Court 14#	0		0		0		0	
Court 15	5,294	53.4%	4,624	46.6%	0	0.0%	9,918	100.0%
TOTALS	59,276	54.5%	48,861	44.9%	657	0.6%	108,794	100.0%

*The unit of count for criminal cases is the charge. For example, a defendant brought before a court on 3 charges would be counted as 3 cases.

**Civil Court only.

#Court 14 is used to handle some DUI and fugitive warrant cases, which are included in the dispositions for other courts.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

COMPARISON - FISCAL YEARS 1978-1979
CRIMINAL CASES*

FILINGS

Court	1978	1979	Change	% Change
Court 1	1,460	1,742	+ 282	+19.3%
Court 2	8,521	12,313	+ 3,792	+44.5%
Court 3	10,368	13,532	+ 3,164	+30.5%
Court 4	6,989	7,813	+ 824	+11.8%
Court 5	979	538	- 441	-45.0%
Court 6	3,864	4,003	+ 139	+ 3.6%
Court 7	15,685	17,559	+ 1,874	+11.9%
Court 8	2,020	2,007	- 13	- 0.6%
Court 9	3,224	4,047	+ 823	+25.5%
Court 10	17,542	18,949	+ 1,407	+ 8.0%
Court 11	14,859	16,891	+ 2,032	+13.7%
Court 12**	0	0	0	0.0%
Court 13**	0	0	0	0.0%
Court 14	3,526	0	- 3,526	-100.0%
Court 15	9,424	9,917	+ 493	+ 5.2%
TOTALS#	94,935	109,311	+14,376	+15.1%

DISPOSITIONS

Court	1978	1979	Change	% Change
Court 1	1,455	1,740	+ 285	+19.6%
Court 2	8,519	12,309	+ 3,790	+44.5%
Court 3	10,356	13,495	+ 3,139	+30.3%
Court 4	6,997	7,814	+ 817	+11.7%
Court 5	972	533	- 439	-45.2%
Court 6	3,874	4,008	+ 134	+ 3.5%
Court 7	15,546	17,546	+ 2,000	+12.9%
Court 8	2,008	2,018	+ 10	+ 0.5%
Court 9	3,225	4,046	+ 821	+25.5%
Court 10	17,183	18,973	+ 1,790	+10.4%
Court 11	14,895	16,394	+ 1,499	+10.1%
Court 12**	0	0	0	0.0%
Court 13**	0	0	0	0.0%
Court 14	3,526	0	- 3,526	-100.0%
Court 15	9,435	9,918	+ 483	+ 5.1%
TOTALS#	94,465	108,794	+14,329	+15.2%

*The unit of count for criminal cases is the charge. For example, a defendant brought before a court on 3 charges would be counted as 3 cases.

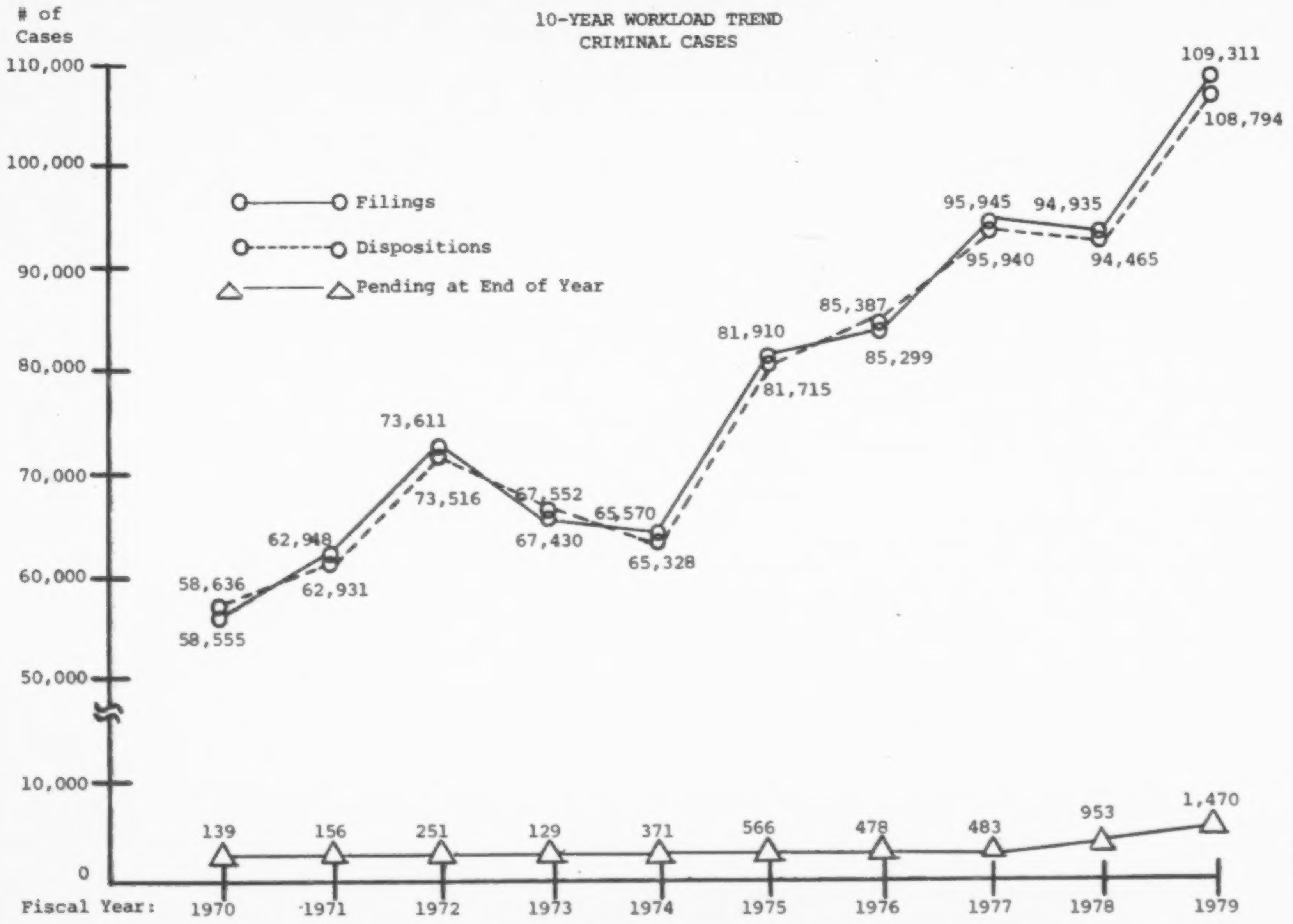
**Civil Court only.

#Totals exclude Court 14 as these cases were already included in the totals for other courts.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

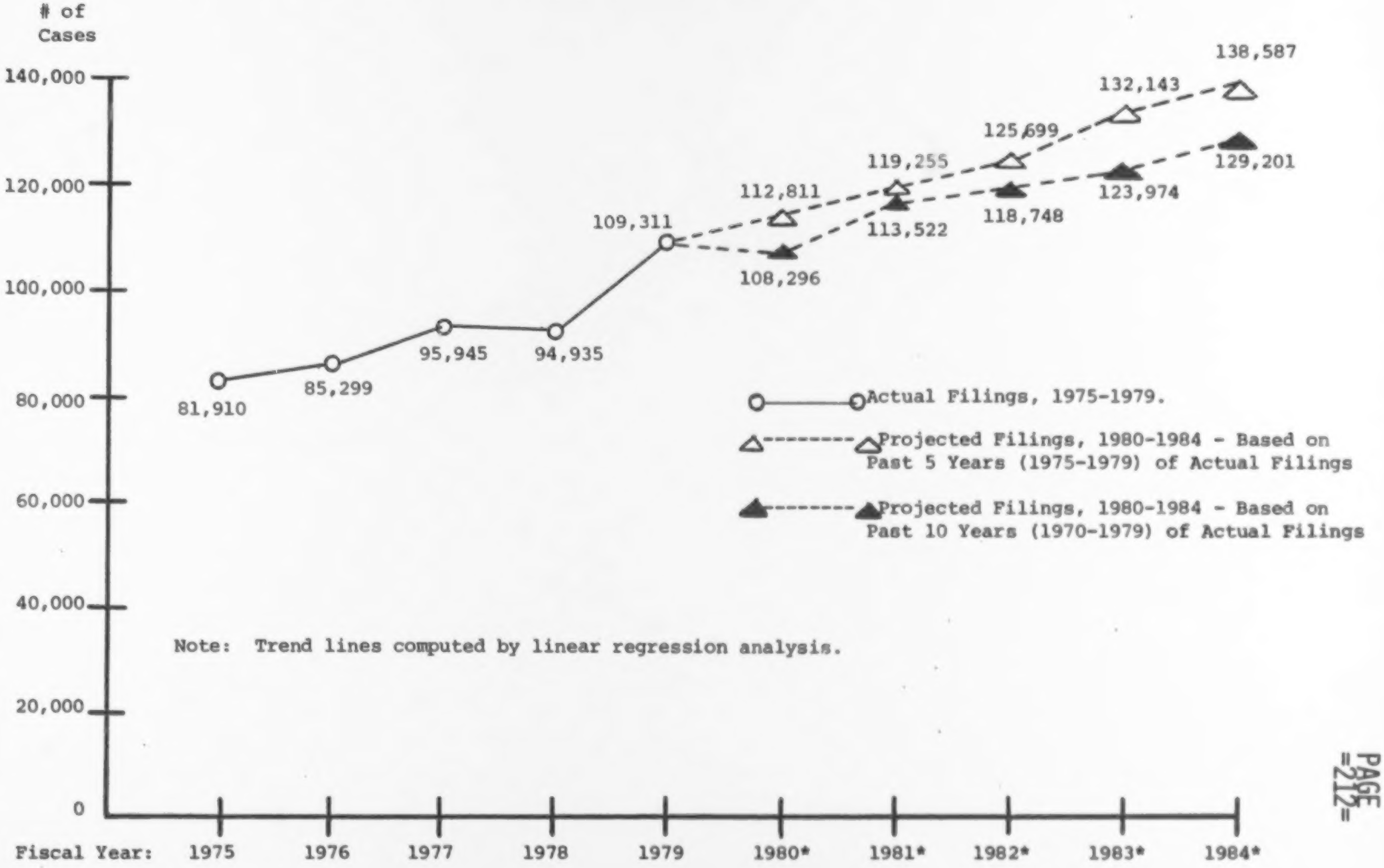
10-YEAR WORKLOAD TREND
CRIMINAL CASES



Source: Administrative Office of the Courts

JUSTICE OF THE PEACE COURTS

5-YEAR WORKLOAD PROJECTIONS
CRIMINAL CASES



Note: Trend lines computed by linear regression analysis.

*Projected

Source: Administrative Office of the Courts

JUSTICE OF THE PEACE COURTS

FISCAL YEAR 1979
CIVIL CASES

Court	Pending June 30, 1978	Filings	Dispositions By Court	Dispositions By Counsel	Total	Pending June 30, 1979	Change In Pending
Court 1	27	274	268	3	271	30	+ 3
Court 2	311	380	256	0	256	435	+ 124
Court 3	188	959	961	0	961	186	- 2
Court 4	49	715	697	0	697	67	+ 18
Court 5	96	536	489	0	489	143	+ 47
Court 6	1,034	439	516	71	587	886	- 148
Court 7	848	1,956	1,768	8	1,776	1,028	+ 180
Court 8	116	373	390	0	390	99	- 17
Court 9	3	666	621	22	643	26	+ 23
Court 10*	5,542	0	421	0	421	5,121	- 421
Court 11*	1,322	0	68	0	68	1,254	- 68
Court 12	867	5,047	3,619	1,601	5,220	694	- 173
Court 13	3,284	5,114	2,940	665	3,605	4,793	+1,509
Court 14*	0	0	0	0	0	0	0
Court 15*	4	0	0	0	0	4	0
TOTALS	13,691	16,459	13,014	2,370	15,384	14,766	+1,075

*Criminal Court only.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

COMPARISON - FISCAL YEARS 1978-1979
CIVIL CASES

FILINGS

Court	1978	1979	Change	% Change
Court 1	315	274	- 41	- 13.0%
Court 2	305	380	+ 75	+ 24.6%
Court 3	671	959	+ 288	+ 42.9%
Court 4	726	715	- 11	- 1.5%
Court 5	499	536	+ 37	+ 7.4%
Court 6	443	439	- 4	- 0.9%
Court 7	1,736	1,956	+ 220	+ 12.7%
Court 8	355	373	+ 18	+ 5.1%
Court 9	590	666	+ 76	+ 12.9%
Court 10*	166	0	- 166	-100.0%
Court 11*	108	0	- 108	-100.0%
Court 12**	3,904	5,047	+1,143	+ 29.3%
Court 13	5,656	5,144	- 542	- 9.6%
Court 14#	0	0	0	0.0%
Court 15*	370	0	- 370	-100.0%
TOTALS	15,844	16,459	+ 615	+ 3.9%

DISPOSITIONS

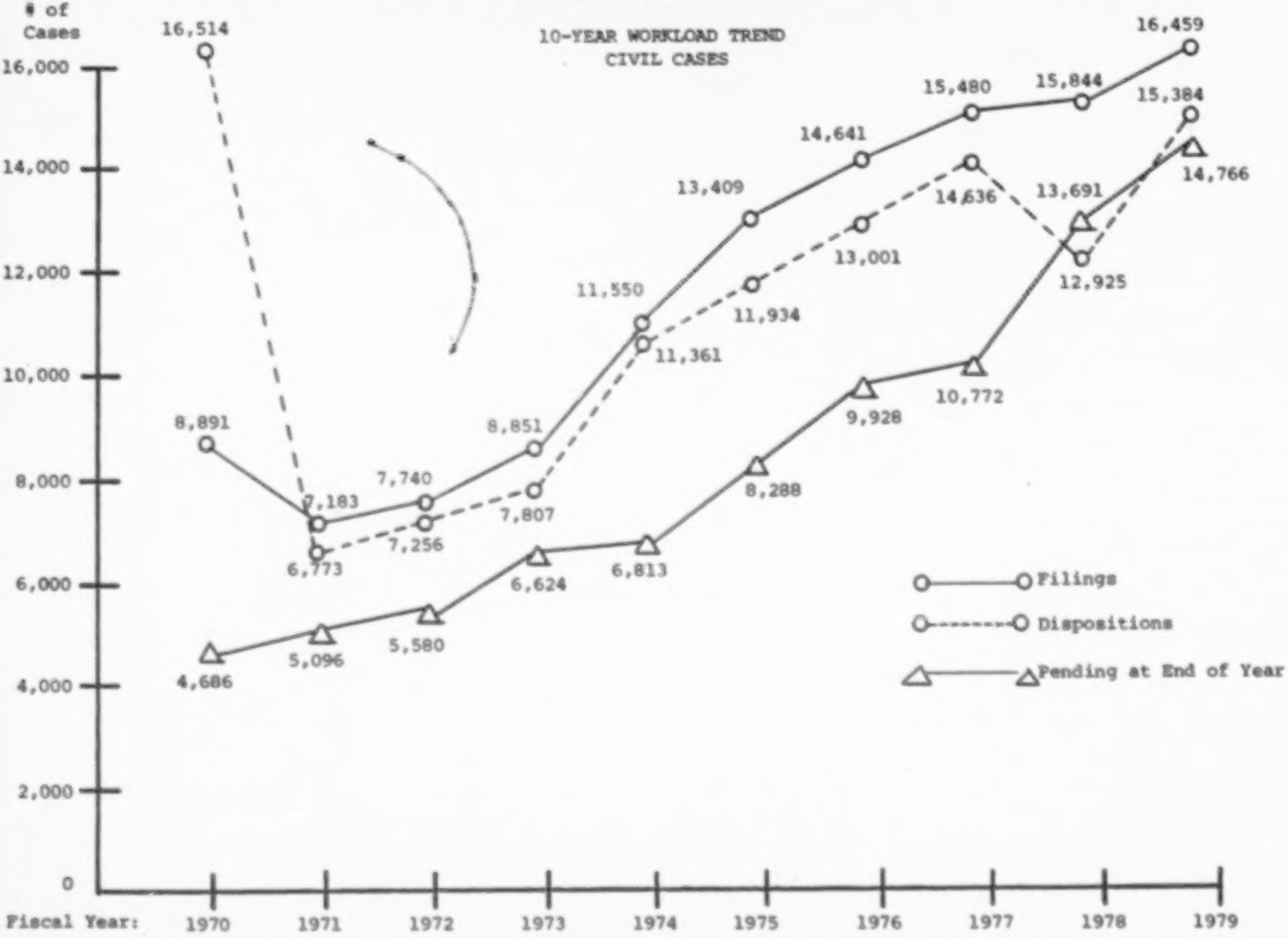
Court	1978	1979	Change	% Change
Court 1	307	271	- 36	- 11.7%
Court 2	181	256	+ 75	+ 41.4%
Court 3	590	961	+ 371	+ 62.9%
Court 4	708	697	- 11	- 1.6%
Court 5	538	489	- 49	- 9.1%
Court 6	565	587	+ 22	+ 3.9%
Court 7	1,589	1,776	+ 187	+ 11.8%
Court 8	332	390	+ 58	+ 17.5%
Court 9	662	643	- 19	- 2.9%
Court 10*	555	421	- 134	- 24.1%
Court 11*	295	68	- 227	- 76.9%
Court 12**	3,037	5,220	+2,183	+ 71.9%
Court 13	3,190	3,605	+ 415	+ 13.0%
Court 14#	0	0	0	0.0%
Court 15*	376	0	- 376	-100.0%
TOTALS	12,925	15,384	+2,459	+ 19.0%

*Criminal Court only as of 10/1/77.
**Court 12 activated on 8/15/77.
#Criminal Court only.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

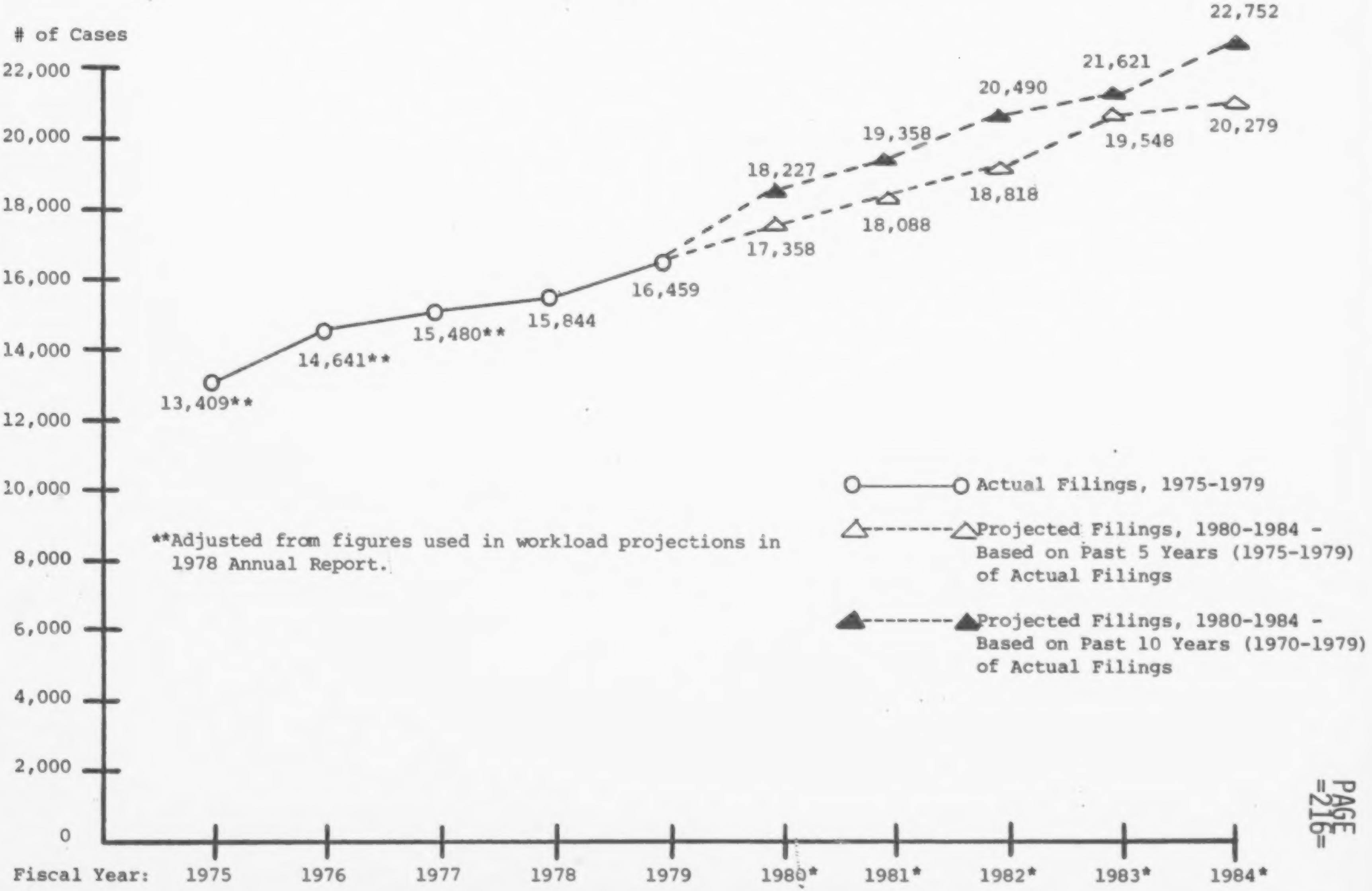
10-YEAR WORKLOAD TREND
CIVIL CASES



Source: Administrative Office of the Courts

JUSTICE OF THE PEACE COURTS

5-YEAR WORKLOAD PROJECTIONS
CIVIL CASES



**Adjusted from figures used in workload projections in 1978 Annual Report.

*Projected

Source: Administrative Office of the Courts

JUSTICE OF THE PEACE COURTS

FISCAL YEAR 1979
RANKINGS IN ORDER OF TOTAL CASES FILED

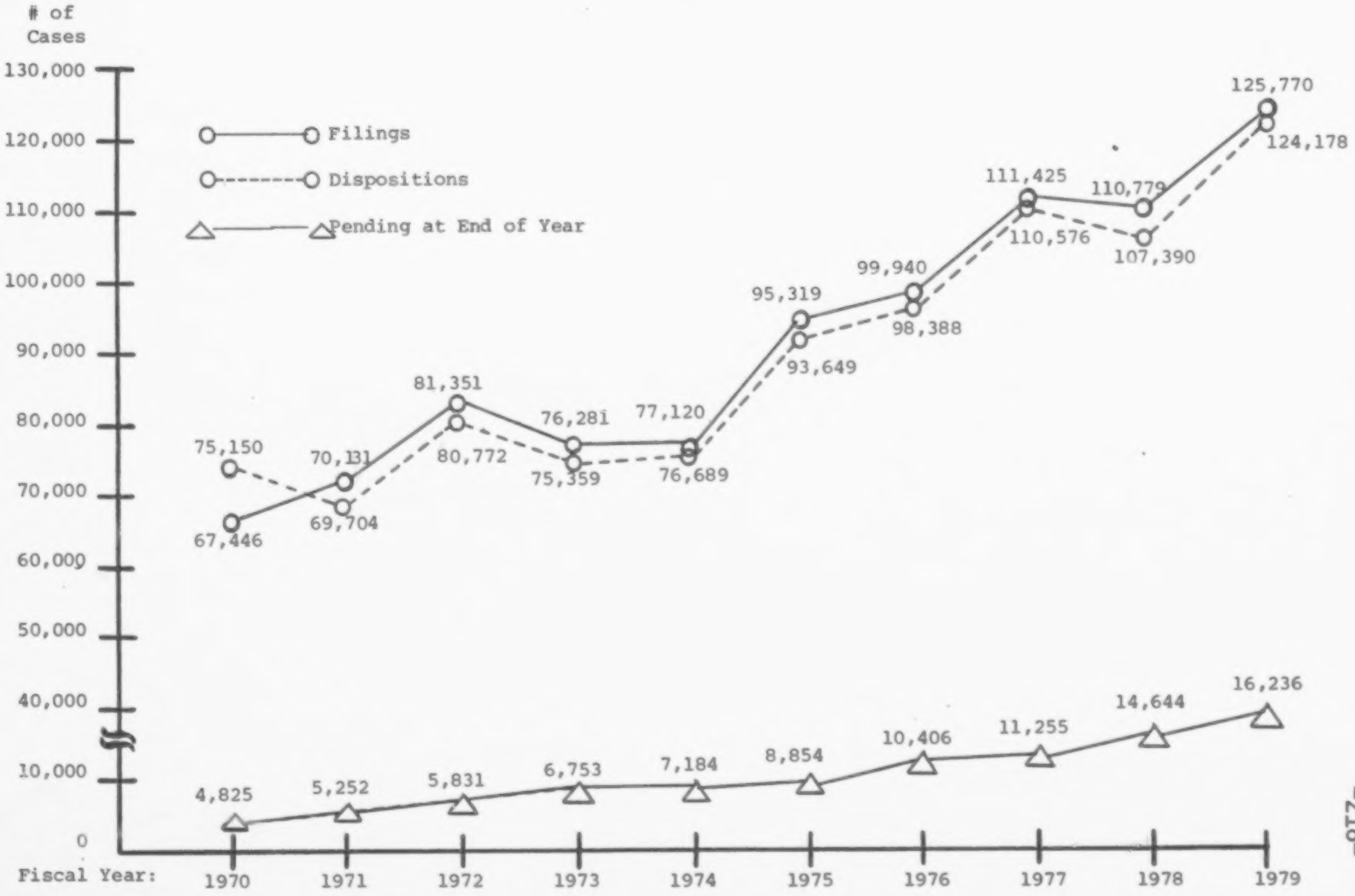
Rank	Court	Total Cases Filed	Percentage of Total	FY 1978 Rank
1	Court 7	19,515	15.5%	2
2	Court 10	18,949	15.1%	1
3	Court 11	16,891	13.4%	3
4	Court 3	14,491	11.5%	4
5	Court 2	12,693	10.1%	6
6	Court 15	9,917	7.9%	5
7	Court 4	8,528	6.9%	7
8	Court 13	5,114	4.1%	8
9	Court 12	5,047	4.0%	10
10	Court 9	4,713	3.7%	11
11	Court 6	4,442	3.5%	9
12	Court 8	2,380	1.9%	13
13	Court 1	2,016	1.6%	14
14	Court 5	1,074	0.9%	15
15	Court 14*	0	0.0%	12
	TOTALS	125,770	100.0%	

*Court 14 is used to handle some DUI and fugitive warrant cases, which are included in the totals for other courts.

Source: Administrator, Justice of the Peace Courts

JUSTICE OF THE PEACE COURTS

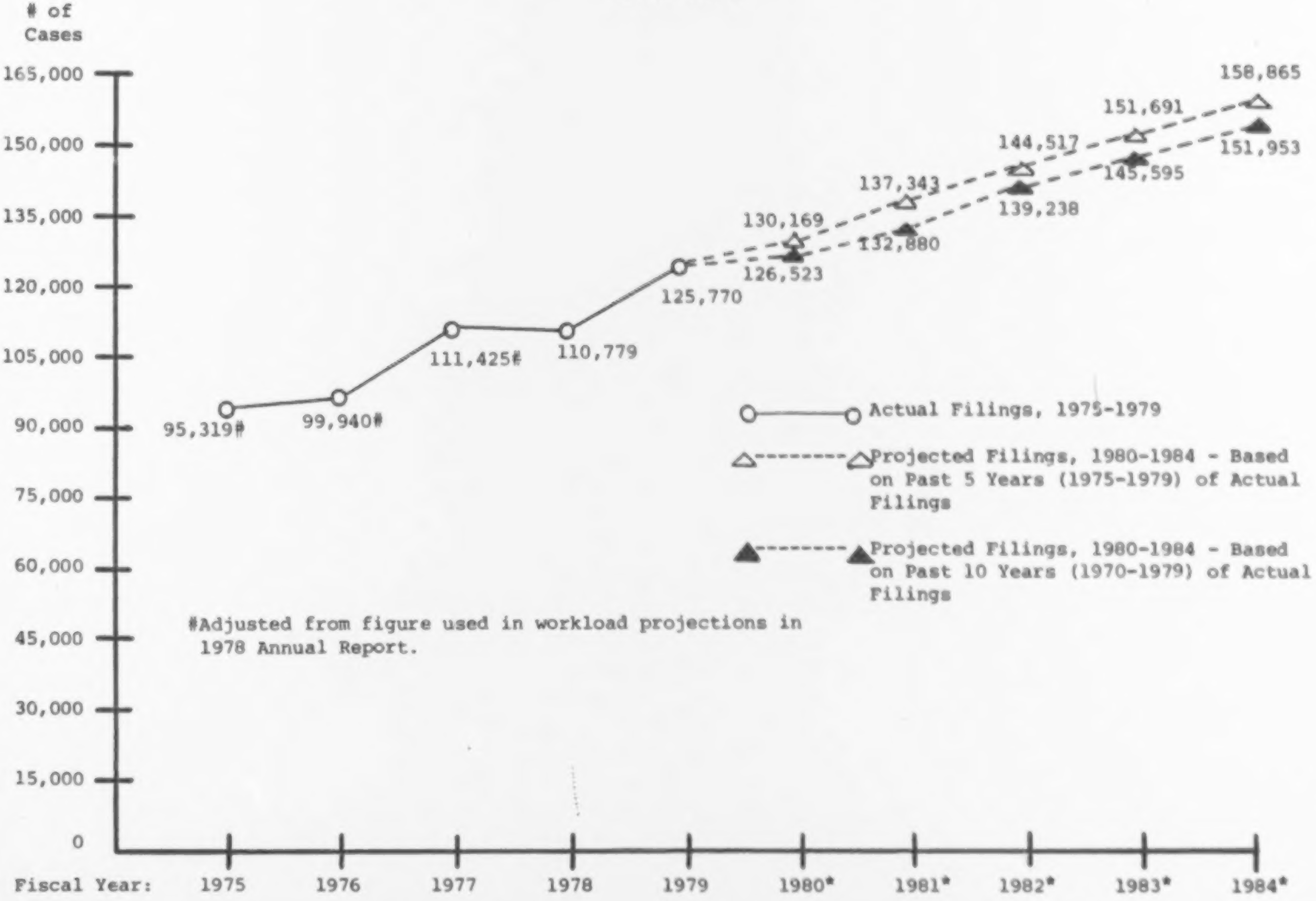
10-YEAR WORKLOAD TREND
TOTAL CASES



Source: Administrative Office of the Courts

JUSTICE OF THE PEACE COURTS

5-YEAR WORKLOAD PROJECTIONS
TOTAL CASES



#Adjusted from figure used in workload projections in 1978 Annual Report.

*Projected

Source: Administrative Office of the Courts

Alderman's Courts

ALDERMAN'S COURTS

Legal Authorization

Alderman's Courts are authorized by the town charters of their respective towns.

Geographic Organization

Alderman's Courts have jurisdiction within their own town limits only. There are 14 Alderman's Courts currently active. When a town is without a court or an alderman for any period of time, its cases are transferred to the nearest Justice of the Peace Court.

Legal Jurisdiction

The jurisdiction of an Alderman's Court is limited to minor misdemeanors, traffic offenses, parking violations, and minor civil matters. The specific jurisdiction of each court again varies with the town charter (which is approved by the state legislature). Many courts handle only traffic and parking violations; only 4 handle a high number of criminal cases. Harrington's court handles primarily civil cases. Appeals are taken de novo to Superior Court within 15 days of the trial.

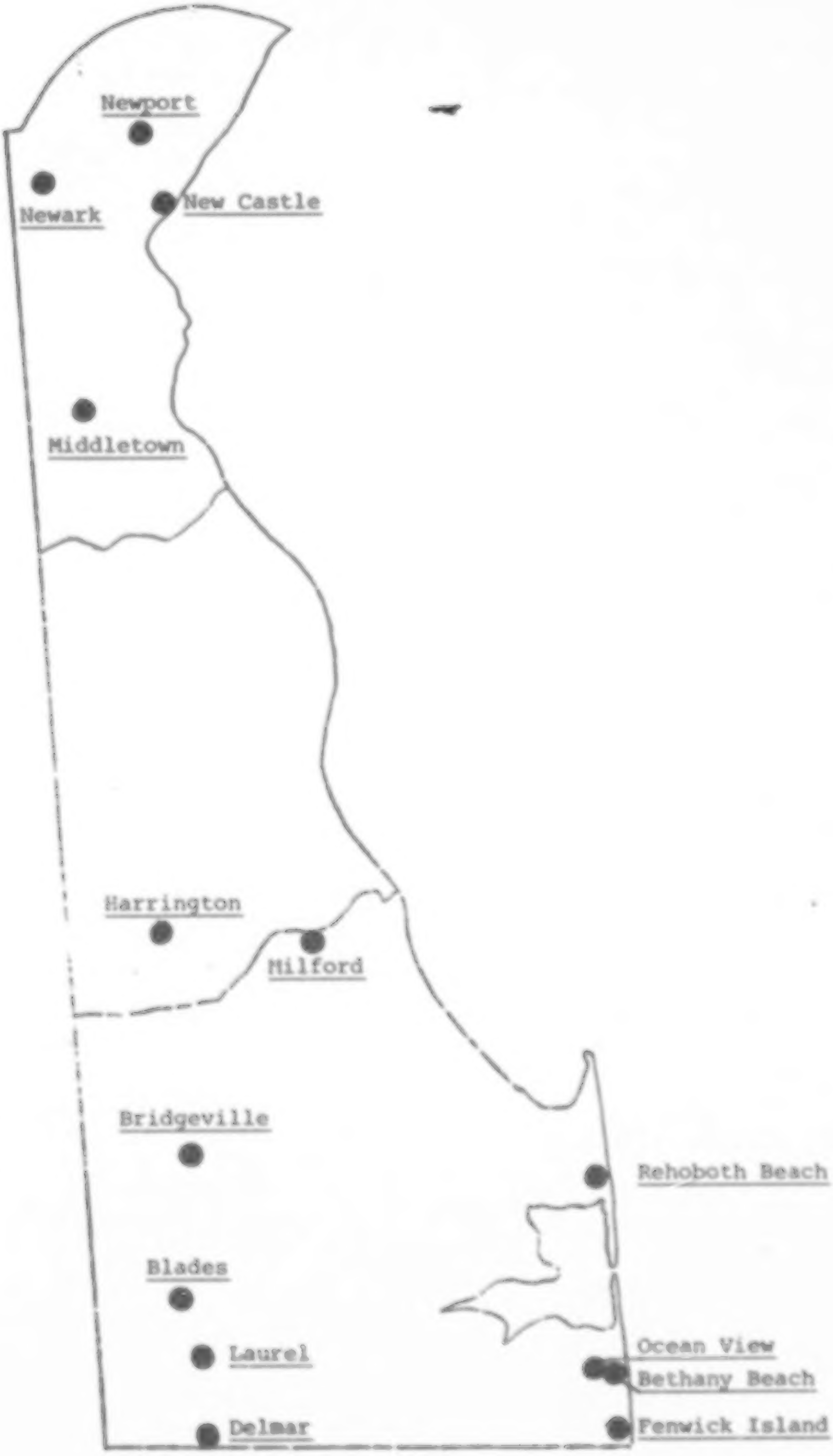
Aldermen

The selection, number, tenure, and qualifications of aldermen are determined by the towns themselves. Some require lawyers; others choose ordinary citizens. A few aldermen serve full-time, but most are part-time judges. In New Castle the mayor serves as judge of their court.

Caseload Trend

FY 1979 was the fourth year during which complete workload statistics were collected. All 14 courts active during FY 1978 remained active in FY 1979, and no new courts were activated. 7 of the 14 courts active experienced increases ranging from 2% to 170% while 7 of 14 active courts declined in workload, ranging from 4% to 63%. Overall, the total number of cases heard by aldermen in Delaware rose by over 700, a 4.7% increase. Most Sussex County courts continue to have extremely seasonal fluctuations in their caseloads.

ALDERMAN'S COURTS IN DELAWARE


Newport
Newark
New Castle
Middletown
Harrington
Milford
Bridgeville
Rehoboth Beach
Blades
Laurel
Ocean View
Bethany Beach
Delmar
Fenwick Island

ALDERMAN'S COURTS

Court	Location	Hours Open (As of 10/1/79)	Total Hours Open Per Week	Jurisdiction
New Castle County				
Court 39	Middletown	Tu 5-6PM	1	Criminal & Traffic
Court 40	Newark	M-Th 4:30PM until all cases are disposed of; W 8:30AM until all cases are disposed of	Varies	Criminal & Traffic
Court 41	New Castle	Tu 7:30PM until all cases are disposed of	Varies	Traffic
Court 42	Newport	M-F 3:30-5PM	7½	Traffic
Kent County				
Court 45	Harrington	No Set Time Schedule	Varies	Civil
Sussex County				
Court 31	Bethany Beach	M, W, Sat 8:30-9:30AM; F 7-7:50PM	4	Criminal & Traffic
Court 48	Blades	W 1-4PM & 7-9PM; Sat 1-4PM	8	Traffic
Court 32	Bridgeville	M, Sat 11AM-4:30PM; Tu, Th 10:30AM-4:30PM; F 11AM-7PM	31	Criminal & Traffic
Court 33	Delmar	Th 7-9PM	2	Criminal & Traffic
Court 34	Fenwick Island	No Set Time Schedule	Varies	Criminal & Traffic
Court 35	Laurel	Tu, W 4:30-9:30PM; F 4:30-9:30PM or 6-11PM	15	Criminal & Traffic
Court 36	Milford	M, Th 8:30-11:30AM & 4:30-8:30PM; W 8-10AM & 5-8PM; F 8-10AM & 6-8PM; Sat 1-4PM & 6-8PM	28	Criminal, Traffic, & Civil
Court 43	Ocean View	No Set Time Schedule	Varies	Criminal & Traffic
Court 37	Rehoboth Beach	No Set Time Schedule	Varies	Criminal & Traffic

ALDERMAN'S COURTS

ALDERMEN

NEW CASTLE COUNTY

Middletown
Hon. David D. Chillas, Alderman

Newark
Hon. Vance A. Funk, III, Chief Alderman of Delaware
Hon. Richard E. Franta, Deputy

New Castle
Hon. John F. Klingmeyer, Mayor

Newport
Hon. Joseph A. Palermo, Alderman

KENT COUNTY

Harrington
Hon. Anna R. Hampton, Alderman

SUSSEX COUNTY

Bethany Beach
Hon. J. Joseph Tansey, Alderman
Hon. Harold Britton Barber, Assistant

Blades
Hon. Harvey W. Lee, Alderman
Vacant, Alternate

Bridgeville
Hon. Virgil L. Kinder, Alderman

Delmar
Hon. Charles S. Riley, Alderman
Hon. Robert Martin, Assistant

Fenwick Island
Hon. Richard A. Barton, Deputy Chief Alderman of Delaware
Hon. Alfred D. Spinner, Alternate

Laurel
Hon. Edward Walmsley, Jr., Alderman

Milford
Hon. Ralph F. Henderlong, Alderman

Ocean View
Hon. Marilyn F. Denny, Alderman

Rehoboth Beach
Hon. George H. Wilson, Alderman
Hon. Harry R. Peterson, Assistant

ALDERMAN'S COURTS

SUPPORT PERSONNEL

NEW CASTLE COUNTY

MIDDLETOWN
Alderman's Court 39
P.O. Box 227
216 North Broad Street
Middletown, DE 19709
(378-2711)

None

NEWARK
Alderman's Court 40
220 Elkton Road
P.O. Box 390
Newark, DE 19711
(366-7028, 366-7029)

Clerk of the Court
Margaret B. Nelson

Clerk Typists
Janet L. Duncan
Kathlene R. Lloyd

NEW CASTLE
Mayor's Traffic Court
220 Delaware Street
P.O. Box 7
New Castle, DE 19720
(328-4804)

KENT COUNTY

HARRINGTON
Alderman's Court 45
City Hall
103 Fleming Street
Harrington, DE 19952
(398-3772, 398-3530)

None

SUSSEX COUNTY

BETHANY BEACH
Alderman's Court 31
P.O. Box 33
Bethany Beach, DE 19930
(539-8011)

None

BLADES
Alderman's Court 48
P.O. Box 691
Blades, DE 19973
(629-7329, 629-7366)

Town Clerk
Sarah Linton

Town Clerk Assistant
George P. Wroten, Jr.

BRIDGEVILLE
Alderman's Court 32
101 Main Street
Bridgeville, DE 19933
(337-7371)

None

ALDERMAN'S COURTS

SUPPORT PERSONNEL (CONTINUED)

NEW CASTLE COUNTY

NEW CASTLE (Continued)

Court Clerk
Mary Travagline

NEWPORT
Alderman's Court 42
205 North Marshall Street
P.O. Box 2053
Newport
Wilmington, DE 19804
(998-2707)

Court Clerk
Annette Leech

KENT COUNTY

SUSSEX COUNTY

DELMAR
Alderman's Court 33
107-A Lincoln Avenue
Delmar, DE 19940
(846-2388)

None

FENWICK ISLAND
Alderman's Court 34
Town Hall
Fenwick Island, DE 19944
(539-3011)

Court Clerk
Connie Toomey

LAUREL
Alderman's Court 35
P.O. Box 210
Laurel, DE 19956
(875-2855)

Court Clerk
Linda Walmsley

MILFORD
Alderman's Court 36
2 South Washington Street
Milford, DE 19963
(422-7782)

None

ALDERMAN'S COURTS

SUPPORT PERSONNEL (CONTINUED)

NEW CASTLE COUNTY

KENT COUNTY

SUSSEX COUNTY

OCEAN VIEW
Alderman's Court 43
Oakwood Avenue
Ocean View, DE 19970
(539-9797)

None

REHOBOTH BEACH
Alderman's Court 37
P.O. Box C
Rehoboth Beach, DE 19971
(227-7917)

None

ALDERMAN'S COURTS

FISCAL YEAR 1979
WORKLOAD
TOTAL CASES*

Court	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle					
Middletown	5	584	554	35	+ 30
Newark	N.A.	5,711	5,525	N.A.	+186
New Castle	1	638	586	53	+ 52
Newport	N.A.	N.A.	2,966	N.A.	N.A.
Kent					
Harrington**	N.A.	N.A.	122	N.A.	N.A.
Sussex					
Bethany Beach	162	N.A.	1,182	N.A.	N.A.
Blades#	9	218	178	16	+ 7
Bridgeville	N.A.	N.A.	1,064	N.A.	N.A.
Delmar	7	166	146	27	+ 20
Fenwick Island	1	844	845	0	- 1
Laurel	17	371	379	9	- 8
Milford	0	889	889	0	0
Ocean View	N.A.	N.A.	578	N.A.	N.A.
Rehoboth Beach	17	1,514	1,526	29	+ 12
TOTALS	N.A.	N.A.	16,540	N.A.	N.A.

N.A. = Not Available

*The unit of count in Alderman's Courts is the charge. For example, a defendant with 3 charges disposed of is counted as 3 dispositions.

**Information not available for August through December, 1978.

#Information not available for November and December, 1978 and March, 1979.

Source: Alderman's Courts

ALDERMAN'S COURTS

FISCAL YEAR 1979
WORKLOAD
CRIMINAL CASES*

Court	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle					
Middletown	0	68	65	3	+ 3
Newark	N.A.	745	639	N.A.	+106
New Castle	0	0	0	0	0
Newport	0	0	0	0	0
Kent					
Harrington	0	0	0	0	0
Sussex					
Bethany Beach	0	N.A.	109	N.A.	N.A.
Blades**	0	0	0	0	0
Bridgeville	N.A.	N.A.	18	N.A.	N.A.
Delmar	0	19	15	4	+ 4
Fenwick Island	0	109	109	0	0
Laurel	0	160	156	4	+ 4
Milford	0	292	292	0	0
Ocean View	N.A.	N.A.	2	N.A.	N.A.
Rehoboth Beach	N.A.	N.A.	631	N.A.	N.A.
TOTALS	N.A.	N.A.	2,036	N.A.	N.A.

N.A. = Not Available

*The unit of count in Alderman's Courts is the charge. For example, a defendant with 3 charge disposed of is counted as 3 dispositions.

**Information not available for November and December, 1978 and March, 1979.

Source: Alderman's Courts

ALDERMAN'S COURTS

FISCAL YEAR 1979
WORKLOAD
TRAFFIC CASES*

Court	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle					
Middletown	5	516	489	32	+ 27
Newark	N.A.	4,966	4,886	N.A.	+ 80
New Castle	1	638	586	53	+ 52
Newport	N.A.	N.A.	2,966	N.A.	N.A.
Kent					
Harrington	0	0	0	0	0
Sussex					
Bethany Beach	162	N.A.	1,073	N.A.	N.A.
Blades**	9	218	178	16	+ 7
Bridgeville	N.A.	N.A.	1,046	N.A.	N.A.
Delmar	7	147	131	23	+ 16
Fenwick Island	1	735	736	0	- 1
Laurel	17	211	223	5	- 12
Milford	0	544	544	0	0
Ocean View	N.A.	N.A.	576	N.A.	N.A.
Rehoboth Beach	N.A.	N.A.	895	N.A.	N.A.
TOTALS	N.A.	N.A.	14,329	N.A.	N.A.

N.A. = Not Available

*The unit of count in Alderman's Courts is the charge. For example, a defendant with 3 charges disposed of is counted as 3 dispositions.

**Information not available for November and December, 1978 and March, 1979.

Source: Alderman's Courts

ALDERMAN'S COURTS

FISCAL YEAR 1979
WORKLOAD
CIVIL CASES

Court	Pending 6-30-78	Filings	Dispositions	Pending 6-30-79	Change In Pending
New Castle					
Middletown	0	0	0	0	0
Newark	0	0	0	0	0
New Castle	0	0	0	0	0
Newport	0	0	0	0	0
Kent					
Harrington*	N.A.	N.A.	122	N.A.	N.A.
Sussex					
Bethany Beach	0	0	0	0	0
Blades	0	0	0	0	0
Bridgeville	0	0	0	0	0
Delmar	0	0	0	0	0
Fenwick Island	0	0	0	0	0
Laurel	0	0	0	0	0
Milford	0	53	53	0	0
Ocean View	0	0	0	0	0
Rehoboth Beach	0	0	0	0	0
TOTALS	N.A.	N.A.	175	N.A.	N.A.

N.A. = Not Available

*Information not available for August through December, 1978.

Source: Alderman's Courts

ALDERMAN'S COURTS

COMPARISON - FISCAL YEARS 1978-1979
DISPOSITIONS*

Court	1978	1979	Change	% Change
New Castle				
Middletown	205**	554	+349	+170.2%
Newark	5,128	5,525	+397	+ 7.7%
New Castle	966	586	-380	- 39.3%
Newport	2,529	2,966	+437	+ 17.3%
Kent				
Harrington	162	122#	- 40	- 24.7%
Sussex				
Bethany Beach	1,227	1,182	- 45	- 3.7%
Blades	349	178##	-171	- 49.0%
Bridgeville	1,119	1,064	- 55	- 4.9%
Delmar	143	146	+ 3	+ 2.1%
Fenwick Island	566	845	+279	+ 49.3%
Laurel	1,022¶	379	-643	- 62.9%
Milford	1,143	889	-254	- 22.2%
Ocean View	374	578	+204	+ 54.6%
Rehoboth Beach	871	1,526	+655	+ 75.2%
TOTALS	15,804	16,540	+736	+ 4.7%

*The unit of count in Alderman's Courts is the charge. For example, a defendant with 3 charges disposed of would be counted as 3 dispositions.

**Inactive from August through December, 1977.

#Information not information for August through December, 1978.

##Disposition information not available for November and December, 1978, and March, 1979.

¶Information not available for August, 1977.

Source: Administrative Office of the Courts

ALDERMAN'S COURTS

FISCAL YEAR 1979
RANKINGS IN ORDER OF TOTAL DISPOSITIONS

Rank	Court	Total Number of Dispositions*	Percentage of Total	FY 1978 Rank
1	Newark	5,525	33.4%	1
2	Newport	2,966	17.9%	2
3	Rehoboth Beach	1,526	9.2%	8
4	Bethany Beach	1,182	7.1%	3
5	Bridgeville	1,064	6.4%	5
6	Milford	889	5.4%	4
7	Fenwick Island	845	5.1%	9
8	New Castle	586	3.5%	7
9	Ocean View	578	3.5%	10
10	Middletown	554	3.3%	12
11	Laurel	379	2.3%	6
12	Blades**	178	1.1%	11
13	Delmar	146	0.9%	14
14	Harrington#	122	0.7%	13
	TOTALS	16,540	100.0%	

*The unit of count in Alderman's Courts is the charge. For example, a defendant with 3 charges disposed of would be counted as 3 dispositions.

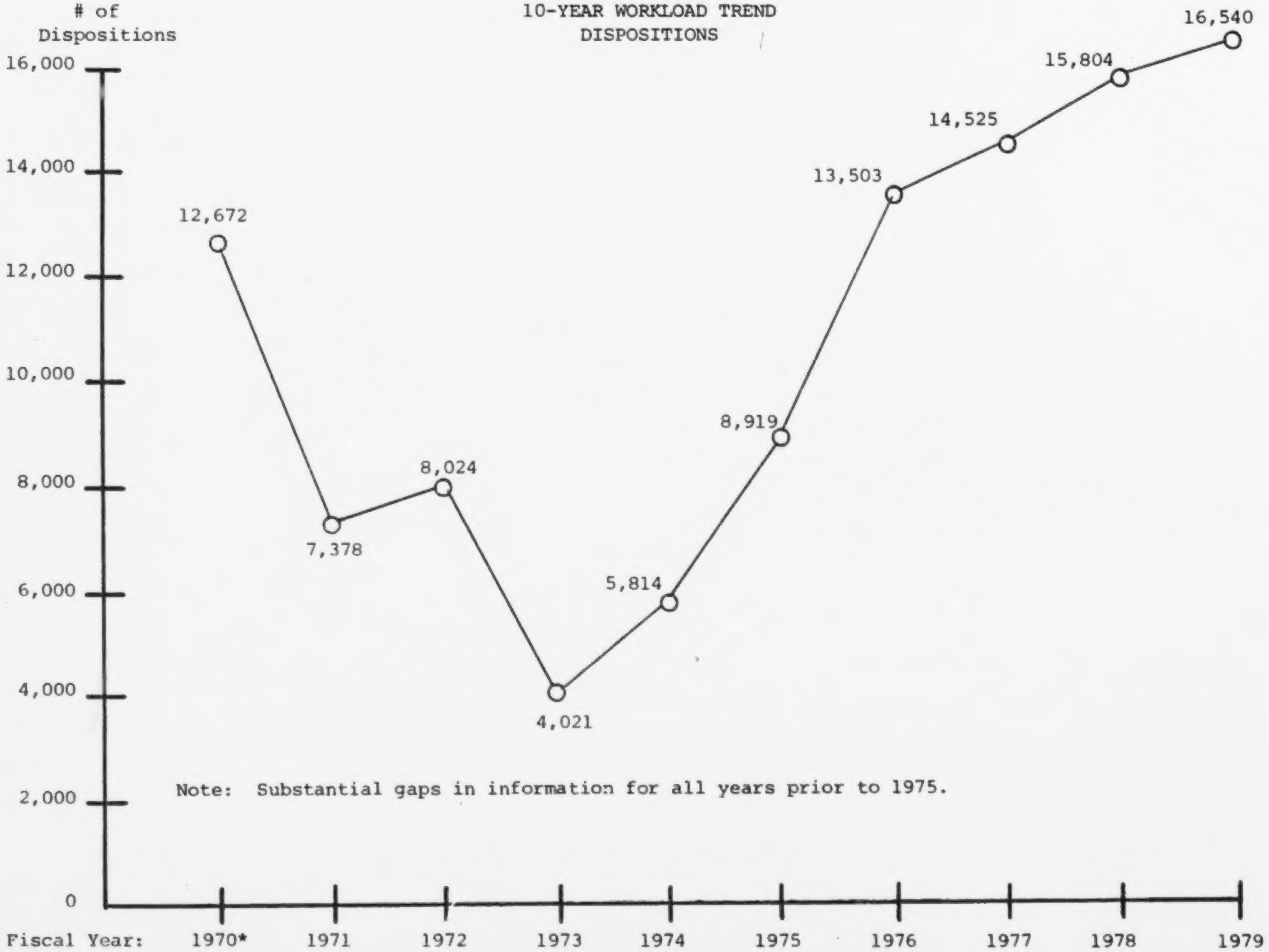
**Disposition information not available for August through December, 1978.

*Disposition information not available for November and December, 1978, and March, 1979.

Source: Administrative Office of the Courts

ALDERMAN'S COURTS

10-YEAR WORKLOAD TREND
DISPOSITIONS



Note: Substantial gaps in information for all years prior to 1975.

*Calendar Year

Source: Administrative Office of the Courts

Conferences, Committees, Councils, and Boards

COURT ON THE JUDICIARY

Article IV, Section 37, of the Constitution of the State of Delaware created this Court, consisting of the Chief Justice and the Associate Justices of the Supreme Court, the Chancellor, and the President Judge of the Superior Court.

Any judicial officer appointed by the Governor may be censured, removed, or retired by the Court on the Judiciary for willful misconduct in office, willful and persistent failure to perform duties, commission of an offense involving moral turpitude, other misconduct in violation of the Canons of Judicial Ethics, or permanent mental or physical disability interfering with the proper performance of these duties.

No censure, removal, or retirement will be effective until the judicial officer has been served with written charges and has had the opportunity to be heard in accordance with due process of law.

The Court on the Judiciary has the power to:

(a) summon witnesses to appear and testify under oath and to compel production of other evidence, and

(b) adopt rules establishing procedures for the investigation and trial of a judicial officer.

JUDICIAL CONFERENCE

Legal Authorization

The Judicial Conference is authorized by Supreme Court Rule 35.

Duties

The Judicial Conference studies the judicial business of the courts with a view towards improving the administration of justice in the State. The Conference also considers improvements in procedure, considers and recommends legislation, considers and implements the canons of judicial ethics, and holds symposia of the Bench and Bar.

Membership

The membership of the Conference includes the members of the Supreme Court, Court of Chancery, Superior Court, Court of Common Pleas, Family Court, and the Municipal Court of Wilmington. The Chief Justice is presiding officer of the Conference. The Director of the Administrative Office of the Courts serves as secretary for the Conference. Scheduled meetings of the Conference are held on the first Wednesdays of December and June.

JUDICIAL PLANNING COMMITTEE

Legal Authorization

The Judicial Planning Committee (JPC) was created by Chief Justice Daniel L. Herrmann on December 20, 1976. Authorization for the expenditure of federal funds to support planning activities of the JPC is contained in Section 203(c) of Public Law 94-503, "The Crime Control Act of 1976".

Duties

The Judicial Planning Committee is charged with coordinating all requests for federal funds from the various courts to the Law Enforcement Assistance Administration. To this end, the JPC prepares an Annual Judicial Plan for the expenditure of such funds, and provides assistance in designing programs and preparing grant applications.

Administrative Directive Number Thirty Eight of the Chief Justice establishes the Judicial Planning Committee as having final authority to resolve irreconcilable disputes regarding the allocation of data processing resources among the State Courts.

Membership

Membership of the Judicial Planning Committee is appointed by and serves at the pleasure of the Chief Justice of the Supreme Court, and includes judges from those State Courts having criminal jurisdiction, plus the Attorney General and a representative from the Public Defender's Office. Current membership is as follows:

Hon. Vincent A. Bifferato, Associate Judge, Superior Court, Chairman
Hon. Robert D. Thompson, Chief Judge, Family Court
Hon. William C. Bradley, Jr., Resident Judge, Court of Common Pleas
Hon. Alfred R. Fraczkowski, Chief Judge, Municipal Court
Hon. Richard S. Gebelein, Attorney General
John R. Fisher, Esq., Director, Administrative Office of the Courts
Richard M. Baumeister, Esq., Assistant Public Defender

The position representing the Justice of the Peace Courts is currently being filled by the Director of the Administrative Office of the Courts.

Support Personnel

A Director of Planning is appointed by and serves at the pleasure of the Judicial Planning Committee. The Planner may, with the approval of the Chairman, appoint such other personnel as are necessary.

COUNCIL ON THE ADMINISTRATION OF JUSTICE

Legal Authorization

The Council on the Administration of Justice is authorized by 10 Delaware Code, §2001-2008.

Duties

The Council is charged with the continuous study of the administration of justice in the State, and of the organization, procedure, practice, rules, and methods of administration and operation of each and all the courts of the State, whether of record or not of record. The Council collects and uses statistical and other information concerning the work of the courts and makes recommendations to the Governor, the General Assembly, the courts, or the bar.

Membership

There are 15 members including the Chief Justice, the Chancellor, the President Judge of Superior Court, the Speaker of the House, the President Pro Tem of the Senate, the Minority Leaders of the House and Senate, the Attorney General, the President of the Bar Association, the President of the University of Delaware, and five non-lawyers appointed by the Governor for a term coextensive with that of the appointing Governor. Current membership is as follows:

Hon. Daniel L. Herrmann, Chief Justice, Supreme Court
Hon. William Marvel, Chancellor, Court of Chancery
Hon. Albert J. Stiftel, President Judge, Superior Court
Hon. John P. Ferguson, Speaker of the House of Representatives
Hon. Richard S. Cordrey, President Pro Tempore of the Senate
Hon. John M. Burris, Minority Leader, House of Representatives
Hon. Andrew G. Knox, Minority Leader, Senate
Hon. Richard S. Gebelein, Attorney General
E. A. Trabant, President, University of Delaware
Victor F. Battaglia, Esq., President, Delaware Bar Association
Douglas A. Van Sant, Public Member
Kenneth N. Meyer, Public Member
Pearl Herlihy, Public Member
Robert D. Mitchell, Public Member
Lindsey Greenplate, Public Member

Projects Supported by Federal Funds

PROJECTS SUPPORTED BY FEDERAL FUNDS

During the past fiscal year, Delaware courts received continued federal support in the effort to improve the criminal justice system from the Delaware Criminal Justice Planning Commission (DCJPC), which is the state criminal justice planning agency (SPA) that administers the Law Enforcement Assistance Administration (LEAA) block grant allocation.

LEAA block grant funds were expended for the following purposes:

1. To provide computer terminals for the courts. LEAA funds enabled the courts to rent 5 computer terminals for the courts, 2 in Superior Court, 1 in Family Court, and 2 in the Justice of the Peace Courts. The terminals enabled these courts to access the state automated criminal justice information system, which provides computerized criminal histories to aid the courts in bail and sentencing decisions.

2. To staff the Judicial Planning Committee. The Judicial Planning Committee (JPC) was created by Chief Justice Daniel L. Herrmann during December, 1976 in accordance with the provisions of PL 94-503, which reauthorized LEAA for a period of three years. The Chief Justice appointed the Honorable Vincent A. Bifferato, Associate Judge of Superior Court, to serve as Chairman. In addition, judges from each of the various courts were appointed along with the Attorney General, a representative of the Public Defender's Office, and the Director of the Administrative Office of the Courts. The mission of the JPC is to plan for the improvement of the Delaware Courts, which includes planning for the utilization of federal block grant monies received through the Delaware Criminal Justice Planning Commission. The Administrative Office of the Courts received funds to employ a professional planning staff to the JPC. A planner, a research assistant, and a secretary have been hired. They must produce the Annual Judicial Plan and perform other administrative and planning functions as required.

3. To provide personnel for the Presentence Office. This subgrant enabled the Superior Court Presentence Office to continue to employ a Presentence Officer and 3 clerk typists to respond to the increasing demand for the timely production of presentence reports.

4. To employ an Administrative Assistant to the Criminal Office Judge. This subgrant enabled Superior Court to continue to employ an Administrative Assistant whose primary responsibilities were to provide the Criminal Office Judge with the means to coordinate the efforts of the Case Scheduling Office with the available Judges and Courtrooms and to provide information to assist in "pre-trying" complex criminal trials.

5. To expand the Superior Court Case Scheduling Office. This subgrant funded a Data Entry/Calendaring Clerk to assist the Case Scheduling Office in Superior Court, New Castle County, particularly in entering data for an interim batch information system.

6. To establish an Arbitration Hearing Unit. This subgrant aided Family Court in continuing an Arbitration Unit. Federal funds add a hearing officer, 2 interview officers, and a clerk typist to 3 state-funded personnel (a hearing officer and 2 interview officers). The Arbitration

PROJECTS SUPPORTED BY FEDERAL FUNDS (CONTINUED)

Unit seeks to provide an arbitration mechanism for those first and second time offender juveniles and adults charged with misdemeanors, in order to divert defendants from further court involvement while still satisfying complainants and victims.

7. To provide a Case Coordinator. This subgrant enabled the Municipal Court to continue to employ the Case Coordinator, whose primary responsibility was to reduce the number of continuances in bringing cases to preliminary hearing or trial.

8. To improve recording equipment in Municipal Court. Federal funds were used to replace Municipal Court's recording equipment and expand the recording capability into the court's new third courtroom.

LEAA also awarded three discretionary grants to the Delaware courts directly from Washington. These programs were as follows:

9. Comprehensive Data Systems (CDS)
3 systems analysts, 2 full-time and 1 part-time, have been assigned to work with the Courts in the development of the courts module of the overall criminal justice information system. One analyst is dedicated to the information system for family and juvenile matters and is assigned to Family Court; two analysts are working on information requirements for adult criminal matters and are assigned to the Administrative Office of the Courts. The adult court analysts are designing Superior Court first, to be followed by the Court of Common Pleas.

10. State Judicial Information System (SJIS), Phase I
LEAA has provided the Delaware Judiciary with a discretionary grant to aid in the development of its information system. This grant contains the money to purchase a minicomputer and supporting software to house the courts information system, plus funds to hire a consultant to design the civil portion of the system for all the courts. The grant also provided money for training of computer support personnel.

11. Restitution Project
The Family Court "Restitution by Juvenile Offenders Project" is a two-year LEAA grant for over $800,000. It became operational on 3/1/79. In this project, adjudicated juvenile offenders make monetary payment to the victim, provide direct service to the victim, or engage in community service. Each project juvenile is under the supervision of a project counselor in the court. The Community Services AFL-CIO, a United Way of Delaware agency, is a project subcontractor that locates employment for juveniles ordered to pay monetary restitution.

The courts also received one grant from the federal Department of Health, Education, and Welfare.

PROJECTS SUPPORTED BY FEDERAL FUNDS (CONTINUED)

12. Public Guardian Caseworkers
The Public Guardian was able to hire two social workers using federal Title XX, Social Security Act funds administered by the State Division of Social Services. These two staff persons provided assistance to the vast number of clients who are referred to the office of the Public Guardian but do not actually need a legal guardian. This service is offered in lieu of an adult protective service program, which the State does not have. By the terms of the contract, the two caseworkers may not provide assistance to anyone who becomes a ward of the Public Guardian. Services provided under the contract an intensive casework and counselling, including assessment of client needs, evaluation of client abilities to do for self, counselling, assisting clients in utilizing appropriate community resources, and long-term follow-up as necessary.

Court
Rules
Changes

COURT RULES CHANGES

The following additions, deletions, or amendments were made to the rules of Delaware's Courts during FY 1979. This material represents a synopsis of the changes, rather than verbatim copies of the rules themselves. The changes listed became effective between July 1, 1978 and June 30, 1979.

SUPREME COURT

Rule 9(e)

Effective 2/9/79, this rule deleted the words "to each appeal" from the opening line on the section relating to the transcript.

Rule 9(e)(1)

Effective 5/7/79, this rule states the circumstances for a judge to request the preparation of a transcript. In the past this applied for any case with a guilty verdict for a Class A felony or any crime with a mandatory minimum sentence of 3 years and permitted the Judge to follow with an order for the preparation of the transcript of all relevant proceedings as determined by the trial court. Now the judge may make such an order only after a guilty verdict for a Class A felony. The judge also is to determine the party or parties responsible for paying the costs of the transcript.

Rule 9(e)(III)

This rule designates the forms which may be used by the opposing attorneys in response to a notice of appeal. Within 7 days after receipt of a notice of appeal if designated or within 15 days after the appeal is docketed if not designated the attorneys for each of the other parties to the appeal are to serve upon the other parties to the appeal and file with the clerk of the trial court a written designation and direction in the form prescribed by Official Form C or Official Form D. In the past, the only acceptable format was that set in Official Form D. This became effective 1/19/79.

Rule 10(d)

Effective 5/10/79, 8 copies of briefs and appendices and 4 copies of all other papers are to be filed with the Clerk of the Court or a Deputy Clerk. This modifies the previous standard of 12 copies of briefs and appendices and 6 copies of all other papers.

Rule 51(a)

This rule deals with the Board of Bar Examiners, which is appointed by the Supreme Court. The Board is to consist of 12 members, selected from any

COURT RULES CHANGES (CONTINUED)

county in the State, with each county to have at least one member on the Board. Formerly the membership was 9. Upon the expiration of the term of any Board member, his term will be filled by an appointment for a 4-year term; previously the term was 7 years. Any vacancy due to death, resignation, inability to serve, or other cause, will be filled for the remainder of the term as had been done previously. This rule became effective 1/19/79.

Rule 63(d)(1)

This rule gives the Censor Committee the right to administer a private censure without recommendation of subsequent discipline by the Court. Effective 9/28/78, it is also stated that confidentality shall be kept throughout any proceedings in the Supreme Court upon any petition for review. The file of said petition will be kept private and sealed in the Court. The petition will be assigned a docket number and shall be designated as "In re a member of the Delaware Bar". All proceedings on the petition will be private and all papers filed will be kept in the sealed file, private to all except the petitioner and the members of the Censor Committee.

COURT OF CHANCERY

Rule 77(c)

This rule was entitled "Orders Grantable by the Register or Administrator", but was amended to deal with "Orders Grantable as a Matter of Course by the Register in Chancery". Previously the Register in Chancery or a Deputy or a Court Administrator designated by the Court was authorized to sign and enter without further direction by the Court orders on stipulations extending the time period prescribed for action and orders on stipulations under certain rules. Now only the Register in Chancery has this authority. Also, any order entered by the Clerk under this rule may be modified or vacated by the Court for shown cause. Previously, any orders entered by the Register in Chancery or a Deputy under this could be suspended, altered, or rescinded by the Court for shown cause. The amendment was effective 7/28/78.

Rule 171(b)

Effective 7/28/78, the time for filing briefs can be fixed by the Court or by the parties without need for Court approval as had previously been the case.

Rule 171(d)

This rule states that briefs may be typewritten (in black ink), mimeographed, or printed; no longer may a dittoed brief be presented. This rule became effective on 7/28/78.

Rule 176(b)

This rule deals with the notice of a hearing after a petition for an appointment of a guardian has been presented. In the past, a show cause order and a copy of the petition was delivered to the Sheriff or, if the Sheriff was disqualified, to the county coronor. Effective 7/28/78, if the Sheriff is disqualified the show cause order, along with the copy of the petition, is to be delivered to a person especially appointed by the Court.

SUPERIOR COURT

Criminal Rule 16(a)

This rule deals with the defendant's right of discovery. The defendant has the right to examine any relevant written or recorded statements or confessions made by the defendant or by a co-defendant and, in what is the amendment to the rule, the substance of any oral statement made by the defendant in response to interrogation by a person known to be a State agent which the State intends to offer into evidence at the trial. The defendant may also examine written reports of autopsies, ballistics tests, etc., along with the results of any physical or mental examinations, and recorded testimony of the defendant before a grand jury. The amended Criminal Rule 16(a) was effective 2/1/79.

Civil Rule 30(j)

This new subsection of Civil Rule 30 states that the deposition of Court employees in which inquiry is to be made concerning the performance of their official duties may be taken only by leave of the Court and on such terms as the Court sets. Court employees include judges, secretaries, court reporters, bailiffs, Presentence Office employees, the Court Administrator and his staff, employees of the Case Scheduling Office, and employees of the Prothonotary's Office. Civil Rule 30(j) became effective 2/1/79.

Civil Rule 72

An additional subsection (h) has been added to Civil Rule 72 on 2/1/79. It deals with cross-appeals and states that any party may cross-appeal to Superior Court from any judgment or order from which an appeal lies to be tried or heard on the record made below. A notice of cross-appeal must be filed within 10 days after the first notice of appeal has been filed. The notice of cross-appeal must designate the decree, judgment, or order, or part thereof, that is sought to be reviewed. It will be docketed under the same number as the main appeal without any filing fee to be paid. The form for the caption of the appeal is also stated in the new subsection.

Civil Rule 87.1

This rule deals with the assignment or transfer of cases from Superior Court to the Court of Common Pleas as described in 10 Del. Code §1315, which states that it is to be done by a certificate of a Superior Court Judge. Civil Rule 87.1, as of 3/15/79, states that the certificate is to include the caption of the case and will direct the Prothonotary to deliver to the Clerk for the Court of Common Pleas the certificate along with those of the original pleadings and exhibits, or true and correct copies, as directed by the Superior Court.

Civil Rule 112

Effective 2/1/79, this rule deals with proceedings in forma pauperis. It previously stated the procedure once a party made a claim of indigency. The addition to the rule states that where a claim for damages is made by a party seeking to use this rule, the Prothonotary will require payment of accrued costs from any party who has benefit from this rule if said party has recovered a judgment in the proceedings or received any money in the settlement before entering a dismissal of the claim or satisfaction of any judgment entered therein. In the event that a claim is sought to be dismissed without settlement or recovery, a party and his attorney of record will file the proper affidavits.

FAMILY COURT

Rule 350

This rule, which prohibited fingerprinting, photographing, or public naming of children within the Court's jurisdiction without the Court's permission, was repealed effective 2/12/79.

Rule 465

Effective 3/30/79, amendments were made to Family Court Rule 465 dealing with ancillary matters. The amended rule states that all proceedings ancillary to divorce are to be set for pretrial conference unless ordered otherwise. The Clerk will give reasonable notice of the time and place of the conference by mail to counsel. Counsel who is to conduct the trial must appear before the Court for pretrial conference unless otherwise ordered. Should an attorney for a party fail to appear at or participate in a pretrial conference, or to prepare for or cooperate in the preparation of the joint asset report as required by this rule, the Court may, after notice, enter a judgment or order granting relief including assessment of counsel fees or other sanctions as it deems appropriate.

Before the pretrial conference, each attorney must become familiar with his case and must confer with the other attorney as often as is necessary to comply with Rule 465(d), which refers to the submission of a joint asset report to the Court. At the conferences, each attorney must produce all items he plans to introduce into evidence and must produce copies of this evidence for the opposing counsel unless otherwise ordered. The judge may require any party to produce for inspection of the other party any additional items which he deems appropriate.

The attorney for petitioner is to submit to the Court a draft of a joint asset report and pretrial order in a form approved by the Court, and signed by all parties and their attorneys, at least 3 days before pretrial. If petitioner's attorney is unable to arrange a conference with the opposing attorney as required by this rule, or is unable to obtain the necessary information from respondent's attorney to prepare the pretrial order, he must complete the petitioner's portion of the form at least 5 days before the scheduled pretrial, serve a copy on respondent's attorney, and file the original with the Court along with a statement explaining his efforts to meet with respondent's attorney. The requirement for filing the joint asset report and pretrial order or for holding a pretrial conference may be waived by the Court.

Either at or following the pretrial conference, the Court will enter a definitive pretrial order. Where a party is not represented for the conference by counsel, the party will be notified himself and will have the same duties as would counsel if he were represented.

COURT OF COMMON PLEAS

Criminal Rule 5

Effective 8/2/78, any person charged with a felony or a crime which by statute requires a preliminary hearing who is brought before a Justice of the Peace will have a preliminary hearing scheduled at the Court of Common Pleas. The defendant will be notified of the date, time, and place of the hearing and must sign an acknowledgement of this notice. The Justice of the Peace will set bail for the defendant and bond will be executed on the Delaware Uniform Bail Bond Form. If the accused is not able to post bail, the preliminary hearing will be set within 10 days of arrest. Otherwise, the hearing will be set within 20 days of arrest.

Criminal Rule 6

If the evidence at the preliminary hearing indicates probable cause to believe that an offense has been committed by the defendant, then the defendant will be bound over to the Grand Jury. The finding of probable cause may be found partly or totally upon credible hearsay evidence. The defendant may cross-examine witnesses and may introduce evidence in his own behalf within the limitations set by the Court. Objections to evidence on the grounds that it was acquired by unlawful means may not be made at the preliminary hearing and the Court may choose to hear this evidence to determine its true weight. Motions to suppress must be made to the trial court as indicated in Superior Court Criminal Rule 12.

If no probable cause is found to indicate that the defendant committed an offense or that in fact an offense has been committed, the complaint must be dismissed and the defendant discharged. This rule became effective 8/2/78.

COURT RULES CHANGES (CONTINUED)

Criminal Rule 10(b)

The requirements for arraignments by prior pleading were amended effective 8/3/78. In the past, it was required in all of the counties that an election that trial by jury was either waived or demanded was held. Now that requirement remains for Kent and Sussex Counties, but for New Castle County an election that trial by jury is waived is required. This is in addition to the other requirements for arraignment by prior pleading as set in Criminal Rule 10(b).

CENSOR COMMITTEE OF SUPREME COURT

Rule 5

The following addition was made to Rule 5 effective 3/28/79. Whenever the subcommittee ascertains in the course of investigation that there is civil litigation in process to which an attorney under investigation is a party, or a criminal action in which said attorney either already is or is to become a defendant, either of which involve the subject matter of the investigation, the Committee may decide that the matter be stayed for a period not to exceed 90 days and upon terms established by the Committee. The Committee will inform the Supreme Court of the reason for any stay, and will report to the Court on the status of any matters that have been stayed. The Committee may also renew the stay when the 90-day period nears an end and an application for such an extension may also be made. The Committee may also revoke or modify such a stay either upon application or on its own motion. The following factors will enter into the Committee's decision on whether to grant, deny, revoke, or extend a stay: 1) the need to dispose of at as soon as is reasonably possible; 2) the extent to which the issues in the pending litigation are either very much or exactly the same as those before it already; 3) the amount the matter under investigation would be delayed by awaiting the disposition of the pending civil litigation or criminal action; 4) the amount awaiting the plea or judgment in the criminal action would expedite the matter under investigation; 5) the extent to which awaiting evidence to be adduced in the pending litigation would aid the matter under investigation as to the determination of a material issue; 6) the extent to which evidence may be unavailable to the investigation because of any delay caused by withholding further action; 7) the extent to which documents or witnesses may be unavailable to the investigation because of concurrent discovery or trial proceedings in the pending litigation; 8) the extent to which the attorney under investigation or another party to the pending litigation may in fact be prejudiced in the pending litigation by withholding or failing to withhold action.

Rule 7

An additional subsection (e) added to this rule is titled "Stay of Hearing" and sets the standards for a stay of hearing. Upon application by the subcommittee which conducted the preliminary investigation, the respondent, or the Committee itself, the Committee may stay the matter for not more than 90 days and under terms as it deems wise due to pending litigation. The Supreme Court must be advised of the reason any stay is ordered. The stays may be renewed for periods not to exceed 90 days when they have expired or are about to expire. The Committee also may modify or revoke a stay upon application by the subcommittee which conducted the preliminary investigation, the respondent, or the Committee itself. The factors which the Committee must consider when deciding whether to grant, deny, or revoke a stay are stated in Rule 5 for the Censor Committee of the Supreme Court. Rule 7(e) was promulgated on 3/28/79.

Rule 9

Rule 9 states that all witnesses are to be sworn in and that the Rules of Evidence for the Delaware Supreme Court are to be followed by the Censor Committee. Effective 3/28/79, the rule also states that where the respondent has been a party to a proceeding, be it criminal, civil, administrative, or otherwise, the relevant portions of the transcript of the proceedings, exhibits, fact findings, legal conclusions, opinions, decisions, and judgments all will be admitted into evidence. This will be accorded what the Committee considers to be the proper weight, provided that proof of a conviction of the respondent for any crime will in fact be conclusive evidence that the crime in question was committed.

Legislation

LEGISLATION

The following pieces of legislation were enacted during 1979 by the Delaware General Assembly.

HOUSE OF REPRESENTATIVES

House Bill 49

This bill makes a supplementary appropriation of $399,405 to fund salary increases and cost of living adjustments for all State judges. This bill became effective 1/17/79. The new salaries are:

Chief Justice, Supreme Court	$49,500
Associate Justice, Supreme Court	49,000
Chancellor, Court of Chancery	46,500
Vice-Chancellor, Court of Chancery	46,000
President Judge, Superior Court	46,500
Associate Judge, Superior Court	46,000
Chief Judge, Family Court	45,500
Associate Judge, Family Court	45,000
Chief Judge, Court of Common Pleas	45,500
Judge, Court of Common Pleas	45,000

All judges received a $7,000 salary increase. In addition, all judges on the bench during the period December 31, 1976 through July 1, 1978 received a $5,300 lump sum cost of living adjustment.

House Bill 87

This bill, signed into law 2/22/79, states that the annual salary of the Chief Deputy Sheriff in New Castle County will be set by the appointing officeholder. This salary shall not exceed the salary of the Chief Deputy Register in Chancery, Chief Deputy Register of Wills, Chief Deputy Prothonotary, or Chief Deputy Recorder of Deeds in New Castle County. Formerly, the salary of the Chief Deputy Sheriff could not exceed $15,000.

House Bill 95

This bill, signed into law 6/1/79, abolishes the position of Deputy Administrator of the Justice of the Peace Courts and provides for a Chief Magistrate to be appointed by the Governor, by and with the consent of a majority of all members elected to the Senate, to administer the Justice of the Peace Court System throughout the State. The Chief Magistrate will receive an annual salary of $30,000.

House Bill 153

This bill, signed into law 4/6/79, gives the New Castle County Council the power to set the fees of the Register of Wills in New Castle County.

The fees of the Register of Wills in Kent and Sussex Counties continue to be set by the State Code. The act becomes effective on the date the County Council establishes the fee schedule.

House Bill 154

This bill, signed into law 4/6/79, gives the New Castle County Council the power to set the fees for the Sheriff's services in New Castle County. The fees of the Sheriffs of Kent and Sussex Counties will continue to be established by State law. This act becomes effective as soon as the County Council establishes a fee schedule.

House Bill 155

This bill, signed into law 4/6/79, gives the New Castle County Council the power to set the fees of the Prothonotary in criminal proceedings. The fees of the Prothonotaries of the other 2 counties continue to be established by State law. The bill becomes effective on the date that the New Castle County Council establishes a fee schedule for criminal proceedings.

House Bill 156

This bill signed into law 4/6/79, gives the New Castle County Council the power to set the Prothonotary's fees in civil proceedings. The fees of the Prothonotaries of Kent and Sussex Counties remain established by State law. This act becomes effective on the date the New Castle County Council establishes a fee schedule for civil proceedings.

House Bill 336

This bill, signed into law 6/26/79, provides a salary increase and cost of living adjustment for Justices of the Peace. Effective January 1, 1979, each JP will receive an annual salary of $16,000. Effective January 1, 1980, each Justice will receive compensation of $17,000 annually. In addition, each person who served as a Justice of the Peace of the State of Delaware from April 1, 1976 through March 31, 1978 shall be paid a lump sum cost of living adjustment of $1,767.

SENATE

Senate Joint Resolution 14

Senate Joint Resolution 14, signed by the Governor on 5/26/79, requests that the Governor utilize his right to seek an advisory opinion from the Supreme Court on the constitutionality of Senate Concurrent Resolution 47 from the 126th General Assembly, which ratified the Equal Rights Amendment.